

PROOF

STATE OF IOWA

House Journal

TUESDAY, MARCH 29, 2005

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JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fifty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 29, 2005

The House met pursuant to adjournment at 8:53 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Jim Klosterboer, pastor of Bethany Lutheran Church, Elkader. He was the guest of Representative Roger Thomas from Clayton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Brooke Miller, daughter of Representative Helen Miller from Webster County.

The Journal of Monday, March 28, 2005 was approved.

On motion by Gipp of Winneshiek, the House was recessed at 9:01 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:06 p.m., Speaker Rants in the chair.

ADOPTION OF [HOUSE RESOLUTION 22](#)

Lensing of Johnson called up for consideration [House Resolution 22](#), a resolution honoring Robert J. Osterhaus, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

The Honorable Robert Osterhaus, former state representative from Jackson County thanked the House for the honor and recognition.

The House rose and expressed its welcome.

The House stood at ease at 1:12 p.m., until the fall of the gavel.

The House resumed session at 3:01 p.m., Roberts of Carroll in the chair.

INTRODUCTION OF BILLS

[House File 827](#), by committee on ways and means, a bill for an act relating to the recognition and licensing of professional employer organizations and providing for penalties.

Read first time and placed on the **ways and means calendar**.

[House File 828](#), by committee on ways and means, a bill for an act relating to the regulation and registration of certain vessels, the operation of certain vessels by minors, inspections of certain vessels, the operation of vessels for hire or commercial vessels, providing for penalties, and appropriating the moneys collected from certain registration fee increases to the state fish and game protection fund.

Read first time and placed on the **ways and means calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 29, 2005, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 770](#), a bill for an act providing for the Iowa department of public health to administer the hotel sanitation code, regulation of home food establishments, Iowa food code, and regulation of egg handlers in place of the department of inspections and appeals.

Also That the Senate has on March 29, 2005, passed the following bill in which the concurrence of the Senate was asked:

[House File 786](#), a bill for an act relating to the operating or providing of another business or activity in a health care facility.

Also: That the Senate has on March 29, 2005, adopted the following resolution in which the concurrence of the Senate was asked:

[House Concurrent Resolution 4](#), a concurrent resolution relating to Pioneer Lawmakers.

Also: That the Senate has on March 29, 2005, adopted the following resolution in which the concurrence of the Senate was asked:

[House Concurrent Resolution 5](#), a concurrent resolution relating to a biennial memorial session.

Also: that the Senate has on March 29, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 340](#), a bill for an act relating to the local regulation of motor vehicles, including the renewal of motor vehicle registrations by county treasurers and the collection of delinquent parking fines owed to a city or county.

Also: That the Senate has on March 29, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 388](#), a bill for an act relating to combining protests of assessment on multiple parcels separately assessed and providing an applicability date.

Also: That the Senate has on March 29, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 389](#), a bill for an act providing individual and corporate income tax credits for soy-based cutting tool oil and including an applicability date provision.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

[Senate File 388](#), by committee on ways and means, a bill for an act relating to combining protests of assessment on multiple parcels separately assessed and providing an applicability date.

Read first time and referred to committee on **ways and means**.

[Senate File 389](#), by committee on ways and means, a bill for an act providing individual and corporate income tax credits for soy-based cutting tool oil and including an applicability date provision.

Read first time and referred to committee on **ways and means**.

CONSIDERATION OF BILLS
Regular Calendar

[House File 761](#), a bill for an act relating to early childhood programs available through the community empowerment initiative, was taken up for consideration.

Tymeson of Madison offered amendment [H-1184](#) filed by Tymeson, et al., as follows:

[H-1184](#)

- 1 Amend [House File 761](#) as follows:
- 2 1. Page 1, by inserting after line 25 the
- 3 following:
- 4 "NEW SUBSECTION. 15. With extensive community
- 5 involvement, annually submit to the governor and
- 6 general assembly policy recommendations for assisting
- 7 a parent in providing full-time care of the parent's
- 8 child in the family home during the period of the
- 9 child's life from birth through age five."
- 10 2. Page 1, line 26, by striking the words and
- 11 figure "NEW SECTION. 28.10".
- 12 3. Page 2, by striking lines 8 through 18 and
- 13 inserting the following:
- 14 "2. COMMUNITY EMPOWERMENT OFFICE. The community
- 15 empowerment office of the department of management
- 16 shall develop a plan to physically or virtually
- 17 colocate the state administrative offices of the
- 18 programs listed in this section and the associated
- 19 state administrative staff. The plan shall be
- 20 presented to the chairpersons and ranking members of
- 21 the committees on human resources of the senate and
- 22 the house of representatives on or before January 16,
- 23 2006.
- 24 3. PROGRAMS AND AGENCIES IDENTIFIED. The plan
- 25 developed by the community empowerment office pursuant
- 26 to subsection 2 shall address the colocation of the
- 27 state administrative offices and associated state
- 28 administrative staff for all of the following
- 29 programs:"
- 30 4. Page 3, by inserting after line 23 the
- 31 following:
- 32 "d. Other programs that provide support to
- 33 children from birth through age five and the families
- 34 of such children."
- 35 5. Page 3, by striking lines 24 and 25 and
- 36 inserting the following:
- 37 "Sec.____. FEDERAL COORDINATION INITIATIVE. If an

38 opportunity is offered by the federal government and
 39 participation in the opportunity would not adversely
 40 affect head start programs in Iowa, the Iowa".
 41 6. By renumbering as necessary.

Amendment [H-1184](#) was adopted.

Tymeson of Madison offered the following amendment [H-1182](#)
 filed by Tymeson, et al., and moved its adoption:

[H-1182](#)

1 Amend [House File 761](#) as follows:
 2 1. Page 3, by inserting after line 23 the
 3 following:
 4 "Sec.____. Section 237A.30, Code 2005, is amended
 5 by striking the section and inserting in lieu thereof
 6 the following:
 7 237A.30 VOLUNTARY CHILD CARE QUALITY RATING
 8 SYSTEM.
 9 1. The department shall work with the community
 10 empowerment office of the department of management
 11 established in section 28.3 and the state child care
 12 advisory council in designing and implementing a
 13 voluntary quality rating system for each provider type
 14 of child care facility.
 15 2. The criteria utilized for the rating system may
 16 include but are not limited to any of the following:
 17 facility type; provider staff experience, education,
 18 training, and credentials; facility director education
 19 and training; an environmental rating score or other
 20 direct assessment environmental methodology; national
 21 accreditation; facility history of compliance with law
 22 and rules; child-to-staff ratio; curriculum, including
 23 the extent to which the curriculum focuses on the
 24 stages of child development and on child outcomes;
 25 business practices; staff retention rates; evaluation
 26 of staff members and program practices; staff
 27 compensation and benefit practices; provider and staff
 28 membership in professional early childhood
 29 organizations; and parental involvement with the
 30 facility.
 31 3. A facility's quality rating may be included on
 32 the internet page and in the consumer information
 33 provided by the department pursuant to section 237A.25
 34 and shall be identified in the child care provider
 35 referrals made by child care resource and referral
 36 service grantees under section 237A.26.
 37 Sec.____. PHASED IMPLEMENTATION.
 38 1. Effective July 1, 2005, the department of human
 39 services shall no longer accept applications for the

40 gold seal quality designation for child care providers
 41 under section 237A.30, Code 2005. However, if a child
 42 care provider has been awarded the designation prior
 43 to July 1, 2005, the designation may continue to be
 44 utilized for that provider until the designated period
 45 of nationally recognized accreditation for which the
 46 gold seal designation was awarded has ended.
 47 2. The department of human services shall commence
 48 implementation of the voluntary child care quality
 49 rating system under section 237A.30, as amended by
 50 this Act, by awarding ratings beginning on or after

Page 2

1 January 1, 2006. The department may modify
 2 implementation of the rating system and the rating
 3 system itself as necessary to conform to the funding
 4 made available for the rating system for the fiscal
 5 year beginning July 1, 2005."
 6 2. Title page, line 1, by inserting before the
 7 word "early" the following: "children's programs by
 8 collocating".
 9 3. Title page, line 2, by inserting after the
 10 word "initiative" the following: "and requiring the
 11 department of human services to develop and implement
 12 a voluntary child care quality rating system".
 13 4. By renumbering as necessary.

Amendment [H-1182](#) was adopted.

Tymeson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 761](#))

The ayes were, 89:

Alons	Anderson	Arnold	Baudler
Bell	Boal	Bukta	Carroll
Chambers	Cphoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Granzow	Greiner	Heaton	Hoffman
Hogg	Horbach	Huseman	Huser
Hutter	Jacobs	Jacoby	Jenkins
Jochum	Jones	Kaufmann	Kressig
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Mascher

May	McCarthy	Mertz	Murphy
Oldson	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schickel	Schueller
Shomshor	Shoultz	Soderberg	Struyk
Swaim	Taylor, D.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Whitaker
Whitead	Wilderdyke	Wise	Zirkelbach
Roberts, Presiding			

The nays were, 11:

Berry	Fallon	Heddens	Hunter
Miller	Olson, D.	Smith	Taylor, T.
Wendt	Wessel-Kroeschell	Winckler	

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 29, 2005, passed the following bill in which the concurrence of the Senate was asked:

[House File 591](#), a bill for an act relating to state department of transportation duties concerning its budget, distribution of state institutional road funds, vehicle weight and length restrictions, all-terrain vehicle use, evidence of interstate authority and penalties, and providing an effective date.

Also: That the Senate has on March 29, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 283](#), a bill for an act relating to the department of public safety by updating references, changing the names of divisions in the department, and changing practices and procedures.

MICHAEL E. MARSHALL, Secretary

Speaker pro tempore Carroll in the chair at 3:25 p.m.

Ways and Means Calendar

House File 802, a bill for an act expanding the child and dependent care credit under the individual income tax and including an applicability date, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (**H.F. 802**)

The ayes were, 95:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Huseman
Huser	Hutter	Jacobs	Jacoby
Jenkins	Jochum	Jones	Kaufmann
Kressig	Kuhn	Kurtenbach	Lalk
Lensing	Lukan	Lykam	Maddox
May	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, R.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rants, Spkr.	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
Shoultz	Smith	Soderberg	Struyk
Swaim	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Carroll,	
		Presiding	

The nays were, 5:

Fallon	Hunter	Mascher	Taylor, D.
Taylor, T.			

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED

Maddox of Polk called up for consideration [House File 227](#), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions, amended by the Senate, and moved that the House concur in the following Senate amendment [H-1062](#):

[H-1062](#)

- 1 Amend [House File 227](#), as passed by the House, as
 2 follows:
 3 1. Page 24, line 15, by striking the words "a
 4 state" and inserting the following: "a the state".
 5 2. Page 24, line 16, by inserting after the word
 6 "fair" the following: "or a fair".

The motion prevailed and the House concurred in the Senate amendment [H-1062](#).

Maddox of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 227](#))

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cphoon	Dandekar	Davitt
De Boef	Dolecheck	Drake	Eichhorn
Elgin	Fallon	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker

Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	Shoultz	Smith
Soderberg	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Carroll, Presiding	

The nays were, none.

Absent or not voting, 1:

Dix

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 227, 761 and 802.**

SENATE MESSAGES CONSIDERED

Senate File 283, by committee on judiciary, a bill for an act relating to the department of public safety by updating references, changing the names of divisions in the department, and changing practices and procedures.

Read first time and referred to committee on **public safety**.

Senate File 340, by committee on transportation, a bill for an act relating to motor vehicle registration and driver licensing services provided by county treasurers and providing for the collection of certain fees, fines, and penalties.

Read first time and referred to committee on **transportation**.

Regular Calendar

House File 583, a bill for an act limiting causes of action against veterinary practitioners who provide care to animals suffering distress, was taken up for consideration.

Anderson of Page offered the following amendment [H-1145](#) filed by him and moved its adoption:

[H-1145](#)

- 1 Amend [House File 583](#) as follows:
- 2 1. Page 1, by striking lines 25 and 26, and
- 3 inserting the following: "The care must be provided
- 4 in good faith and must be reasonable. In addition,
- 5 one".
- 6 2. Page 2, by striking lines 12 and 13, and
- 7 inserting the following:
- 8 "___ . The care must be provided in good faith and
- 9 must be reasonable."
- 10 3. By renumbering as necessary.

Amendment [H-1145](#) was adopted.

Anderson of Page moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 583](#))

The ayes were, 100

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Ford	Freeman	Frevert	Gaskill
Gipp	Granzow	Greiner	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Kaufmann	Kressig	Kuhn
Kurtenbach	Lalk	Lensing	Lukan
Lykam	Maddox	Mascher	May
McCarthy	Mertz	Miller	Murphy
Oldson	Olson, D.	Olson, R.	Olson, S.
Paulsen	Petersen	Pettengill	Quirk
Raecker	Rants, Spkr.	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wendt

Wessel-Kroeschell	Whitaker	Whitead	Wilderdyke
Winckler	Wise	Zirkelbach	Carroll, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 616, a bill for an act revising requirements applicable to county and multicounty decategorization of child welfare and juvenile justice funding projects, was taken up for consideration.

Whitaker of Van Buren offered the following amendment **H-1059** filed by him and moved its adoption:

H-1059

- 1 Amend **House File 616** as follows:
- 2 1. Page 3, line 17, by inserting after the word
- 3 "expenditure" the following: "as directed by the
- 4 project's governance board".
- 5 2. Page 4, line 31, by inserting after the word
- 6 "manager." the following: "The department shall not
- 7 act unilaterally without the concurrence of a
- 8 decategorization project's governance board to
- 9 transfer or otherwise utilize funding designated for
- 10 the project's child welfare funding pool and a
- 11 decategorization agreement shall not provide that
- 12 authority for the department."

Amendment **H-1059** lost.

Granzow of Hardin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (**H.F. 616**)

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta

Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Ford	Freeman	Frevert	Gaskill
Gipp	Granzow	Greiner	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Kaufmann	Kressig	Kuhn
Kurtenbach	Lalk	Lensing	Lukan
Lykam	Maddox	Mascher	May
McCarthy	Mertz	Miller	Murphy
Oldson	Olson, D.	Olson, R.	Olson, S.
Paulsen	Petersen	Pettengill	Quirk
Raecker	Rants, Spkr.	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wendt
Wessel-Kroeschell	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Carroll, Presiding	

The nays were, 1:

Whitaker

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 620, a bill for an act relating to the volunteer health care provider program and providing an effective date, was taken up for consideration.

Heaton of Henry offered the following amendment **H-1195** filed by him and moved its adoption:

H-1195

- 1 Amend **House File 620** as follows:
- 2 1. Page 1, line 10, by striking the words
- 3 "**medical technology**".
- 4 2. Page 2, line 2, by striking the words "**medical**
- 5 **technology**".
- 6 3. Page 2, line 22, by striking the words

7 "medical technology."
 8 4. Page 4, by striking line 5, and inserting the
 9 following: "under chapter 148, 150, ~~or~~ 150A, ~~or~~ a
 10 chiropractor licensed under chapter 151, a physical
 11 therapist".

Amendment [H-1195](#) was adopted.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 620](#))

The ayes were, 100:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Ford	Freeman	Frevert	Gaskill
Gipp	Granzow	Greiner	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Kaufmann	Kressig	Kuhn
Kurtenbach	Lalk	Lensing	Lukan
Lykam	Maddox	Mascher	May
McCarthy	Mertz	Miller	Murphy
Oldson	Olson, D.	Olson, R.	Olson, S.
Paulsen	Petersen	Pettengill	Quirk
Raecker	Rants, Spkr.	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wendt
Wessel-Kroeschell	Whitaker	Whitead	Wilderdyke
Winckler	Wise	Zirkelbach	Carroll, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 217 WITHDRAWN

Heaton of Henry asked and received unanimous consent to withdraw House File 217 from further consideration by the House.

House File 711, a bill for an act relating to judicial branch procedures involving the appointment process of certain officers and judges and applications for further review at the appellate level, was taken up for consideration.

Eichhorn of Hamilton offered the following amendment H-1171 filed by him and Swaim of Davis and moved its adoption:

H-1171

1 Amend House File 711 as follows:

2 1. Page 1, lines 18 and 19, by striking the words
3 "The chief justice may order the delay for budgetary
4 reasons."

5 2. Page 4, line 3, by striking the figure "2007"
6 and inserting the following: "2009".

7 3. Page 4, by striking line 4, and inserting the
8 following:

9 "Sec. . DELAYS IN FILLING SUPREME COURT
10 JUSTICE, APPEALS COURT JUDGE, AND DISTRICT COURT JUDGE
11 VACANCIES.

12 1. When a vacancy occurs or will occur as provided
13 in section 46.12, subsection 1, the chief justice may
14 order the state commissioner of elections to delay
15 sending the notification. The chief justice may order
16 the delay for up to one hundred eighty days for
17 budgetary reasons. This subsection is repealed on
18 July 1, 2006."

19 4. Page 4, line 5, by inserting before the word
20 "When" the following: "2."

21 5. Page 4, lines 9 and 10, by striking the words
22 "This section is repealed on July 1, 2007" and
23 inserting the following: "This subsection is repealed
24 on July 1, 2009".

25 6. Title page, line 3, by inserting after the
26 word "level" the following: ", and providing for
27 temporary delays in filling judgeships".

Amendment H-1171 was adopted.

Maddox of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 711](#))

The ayes were, 84:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Dandekar	De Boef	Dix
Dolecheck	Drake	Eichhorn	Elgin
Fallon	Foege	Ford	Freeman
Frevert	Gaskill	Gipp	Granzow
Greiner	Heddens	Hoffman	Hogg
Horbach	Hunter	Huseman	Huser
Jacobs	Jacoby	Jenkins	Jochum
Jones	Kressig	Kurtenbach	Lalk
Lensing	Lukan	Lykam	Maddox
Mascher	May	Mertz	Miller
Murphy	Oldson	Olson, R.	Olson, S.
Paulsen	Petersen	Pettengill	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reichert
Roberts	Sands	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Taylor, T.	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitead	Wilderdyke	Winckler	Carroll, Presiding

The nays were, 16:

Cohoon	Davitt	Heaton	Hutter
Kaufmann	Kuhn	McCarthy	Olson, D.
Quirk	Reasoner	Schickel	Schueller
Thomas	Whitaker	Wise	Zirkelbach

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 583, 616, 620 and 711.**

House File 771, a bill for an act relating to the timing of a mental competency hearing for a person accused of a criminal offense, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 771](#))

The ayes were, 54:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	De Boef	Dix
Dolecheck	Drake	Eichhorn	Elgin
Freeman	Frevert	Gipp	Granzow
Greiner	Heaton	Hoffman	Horbach
Huseman	Hutter	Jacobs	Jenkins
Jones	Kaufmann	Kressig	Kurtenbach
Lalk	Lukan	Maddox	May
Mertz	Olson, S.	Paulsen	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Roberts
Sands	Schickel	Soderberg	Struyk
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Whitead
Wilderdike	Carroll, Presiding		

The nays were, 45:

Bell	Berry	Bukta	Cohoon
Dandekar	Davitt	Fallon	Foege
Ford	Gaskill	Heddens	Hogg
Hunter	Huser	Jacoby	Jochum
Kuhn	Lensing	Lykam	Mascher
McCarthy	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Petersen	Pettengill
Quirk	Reasoner	Reichert	Schueller
Shomshor	Shoultz	Smith	Swaim
Taylor, D.	Taylor, T.	Thomas	Wendt
Wessel-Kroeschell	Whitaker	Winckler	Wise
Zirkelbach			

Absent or not voting, 1:

Van Engelenhoven

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 536](#), a bill for an act relating to dual governmental employment by executive branch officials and state employees, was taken up for consideration.

Raecker of Polk offered amendment [H-1168](#) filed by him as follows:

[H-1168](#)

1 Amend [House File 536](#) as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. NEW SECTION. 8.7 REPORTING OF GIFTS
5 RECEIVED.

6 All gifts, bequests, and grants received by a
7 department and accepted by the governor on behalf of
8 the state shall be reported to the Iowa ethics and
9 campaign disclosure board and the government oversight
10 committees. The ethics and campaign disclosure board
11 shall, by January 31 of each year, submit to the
12 fiscal services division of the legislative services
13 agency a written report listing all gifts, bequests,
14 and grants received during the previous calendar year
15 with a value over one thousand dollars and the purpose
16 for each such gift, bequest, or grant. The submission
17 shall also include a listing of all gifts, bequests,
18 and grants received by a department from a person if
19 the cumulative value of all gifts, bequests, and
20 grants received by the department from the person
21 during the previous calendar year exceeds one thousand
22 dollars, and the ethics and campaign disclosure board
23 shall include, if available, the purpose for each such
24 gift, bequest, or grant."

25 2. Page 1, by inserting after line 31 the
26 following:

27 "Sec. NEW SECTION. 68B.22A IMPROPER
28 INFLUENCE.

29 1. An official or state employee shall not solicit
30 or accept anything of value for the benefit of any
31 state agency given pursuant to an understanding or
32 arrangement that the thing of value will influence the
33 act, vote, opinion, judgment, decision, or exercise of
34 discretion of the person with respect to the person's
35 services provided as an official or state employee.

36 2. This section shall not apply to the application
37 for or receipt of a grant obtained through a bona fide

38 written grant application process. This section shall
39 not apply to institutions under the control of the
40 state board of regents or the state historical society
41 of Iowa foundation."

42 3. Title page, by striking lines 1 and 2 and
43 inserting the following: "An Act relating to
44 employment and improper influence ethics issues for
45 executive branch officials and employees, and making
46 penalties applicable."
47 4. By renumbering as necessary.

Raecker of Polk offered amendment [H-1203](#), to amendment [H-1168](#), filed by him from the floor as follows:

[H-1203](#)

1 Amend the amendment, [H-1168](#), to [House File 536](#), as
2 follows:
3 1. Page 1, by inserting after line 24 the
4 following:
5 "___ . Page 1, by striking lines 13 through 17."

Amendment [H-1203](#) was adopted.

Division of amendment [H-1168](#), as amended, was requested as follows:

Page 1, lines 2 through 24 and lines 25 through 46, Division A.

Division B is the amendment [H-1203](#) to amendment [H-1168](#), previously adopted.

Raecker of Polk asked and received unanimous consent to withdraw amendment [H-1168A](#).

Raecker of Polk moved the adoption of amendment [H-1168B](#), as amended.

Amendment [H-1168B](#) was adopted.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 536](#))

The ayes were, 94:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Freeman
Frevert	Gaskill	Gipp	Granzow
Greiner	Heaton	Heddens	Hoffman
Hogg	Horbach	Huseman	Huser
Hutter	Jacobs	Jacoby	Jenkins
Jochum	Jones	Kaufmann	Kressig
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Mascher
May	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, R.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rants, Spkr.	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
Smith	Soderberg	Struyk	Swaim
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Carroll, Presiding		

The nays were, 5:

Ford	Hunter	Shoultz	Taylor, D.
Taylor, T.			

Absent or not voting, 1:

Foege

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Appropriations Calendar

House File 821, a bill for an act relating to the establishment of a prescription drug assistance clearinghouse program by the commissioner of insurance, and providing for a contingent appropriation, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 821](#))

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	Shoultz	Smith
Soderberg	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Carroll,	
		Presiding	

The nays were, 1:

Fallon

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 342 and 709 WITHDRAWN

Heaton of Henry asked and received unanimous consent to withdraw House Files 342 and 709 from further consideration by the House.

Regular Calendar

House File 582, a bill for an act relating to the funding of the dual party relay service through assessments on telecommunications carriers providing telephone service, was taken up for consideration.

SENATE FILE 264 SUBSTITUTED FOR **HOUSE FILE 582**

May of Dickinson asked and received unanimous consent to substitute **Senate File 264** for **House File 582**.

Senate File 264, a bill for an act relating to the funding of the dual party relay service through assessments on telecommunications carriers providing telephone service, was taken up for consideration.

May of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (**S.F. 264**)

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Ford	Freeman	Frevert	Gaskill
Gipp	Granzow	Greiner	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Kaufmann	Kressig	Kuhn
Kurtenbach	Lalk	Lensing	Lukan
Lykam	Maddox	Mascher	May
McCarthy	Mertz	Miller	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	Shoultz	Smith
Soderberg	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell

Whitaker Wise	Whitead Zirkelbach	Wilderdyke Carroll, Presiding	Winckler
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The nays were and none.

Absent or not voting and 1:

Murphy

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[HOUSE FILE 582](#) WITHDRAWN

May of Dickinson asked and received unanimous consent to withdraw [House File 582](#) from further consideration by the House.

[HOUSE FILE 675](#) WITHDRAWN

Tymeson of Madison asked and received unanimous consent to withdraw [House File 675](#) from further consideration by the House.

Speaker Rants in the chair at 4:41 p.m.

[House File 609](#), a bill for an act providing for life science enterprises authorized to hold agricultural land, making penalties applicable, and providing an effective date, was taken up for consideration.

[SENATE FILE 205](#) SUBSTITUTED FOR [HOUSE FILE 609](#)

Struyk of Pottawattamie asked and received unanimous consent to substitute [Senate File 205](#) for [House File 609](#).

[Senate File 205](#), a bill for an act providing for life science enterprises authorized to hold agricultural land, making penalties applicable, and providing an effective date, was taken up for consideration.

Struyk of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 205](#))

The ayes were, 82:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Carroll
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Freeman	Frevert
Gaskill	Gipp	Granzow	Greiner
Heaton	Hoffman	Horbach	Huseman
Huser	Hutter	Jacobs	Jacoby
Jenkins	Jones	Kaufmann	Kressig
Kurtenbach	Lalk	Lukan	Lykam
Maddox	May	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Whitead	Wilderdyke
Wise	Mr. Speaker		
	Rants		

The nays were, 18:

Bukta	Fallon	Foege	Ford
Heddens	Hogg	Hunter	Jochum
Kuhn	Lensing	Mascher	Olson, R.
Shomshor	Shoultz	Wessel-Kroeschell	Whitaker
Winckler	Zirkelbach		

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 29, 2005, passed the following bill in which the concurrence of the Senate was asked:

[House File 642](#), a bill for an act relating to the regulation of agricultural seed, by providing for preemption of local legislation.

MICHAEL E. MARSHALL, Secretary

[HOUSE FILE 609](#) WITHDRAWN

Struyk of Pottawattamie asked and received unanimous consent to withdraw [House File 609](#) from further consideration by the House.

[House File 798](#), a bill for an act relating to family law provisions including dissolution of marriage and domestic relations and termination of parental rights provisions and providing an effective date, was taken up for consideration.

Eichhorn of Hamilton offered the following amendment [H-1194](#) filed by him and moved its adoption:

[H-1194](#)

- 1 Amend [House File 798](#) as follows:
- 2 1. By striking page 15, line 20, through page 16,
- 3 line 16.
- 4 2. Page 42, line 6, by inserting after the figure
- 5 "598.6," the following: "598.7A,".
- 6 3. Page 42, by striking lines 8 through 12.
- 7 4. Title page, line 3, by striking the words "and
- 8 providing an effective date".
- 9 5. By renumbering as necessary.

Amendment [H-1194](#) was adopted.

[SENATE FILE 330](#) SUBSTITUTED FOR [HOUSE FILE 798](#)

Eichhorn of Hamilton asked and received unanimous consent to substitute [Senate File 330](#) for [House File 798](#).

[Senate File 330](#), a bill for an act relating to family law provisions including dissolution of marriage and domestic relations and termination of parental rights provisions, was taken up for consideration.

Carroll of Poweshiek offered amendment [H-1190](#) filed by him as follows:

[H-1190](#)

- 1 Amend [Senate File 330](#) as follows:
 2 1. Page 39, line 28, by striking the word
 3 "subsection" and inserting the following:
 4 "subsections".
 5 2. Page 39, by inserting after line 30, the
 6 following:
 7 "NEW SUBSECTION. 10. The court shall include a
 8 developmentally appropriate parenting time plan in all
 9 decrees and custody orders. A developmentally
 10 appropriate parenting time plan shall take into
 11 consideration the child's age, developmental needs,
 12 personal characteristics which may include temperament
 13 and activity level, and other circumstances which may
 14 affect the scheduling of parenting time."
 15 3. By renumbering as necessary.

Mascher of Johnson rose on a point of order that amendment [H-1190](#) was not germane.

The Speaker ruled the point not well taken and amendment [H-1190](#) germane.

Carroll of Poweshiek moved the adoption of amendment [H-1190](#).

Amendment [H-1190](#) was adopted.

Eichhorn of Hamilton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 330](#))

The ayes were, 92:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Foege	Ford	Freeman	Frevert
Gaskill	Gipp	Granzow	Greiner
Heaton	Heddens	Hoffman	Hogg
Horbach	Hunter	Huseman	Huser
Hutter	Jacobs	Jenkins	Jochum
Jones	Kaufmann	Kressig	Kuhn

Kurtenbach	Lalk	Lukan	Lykam
Maddox	May	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Wilderdike	Wise	Zirkelbach	Mr. Speaker Rants

The nays were, 8:

Jacoby	Lensing	Mascher	Olson, R.
Taylor, T.	Wessel-Kroeschell	Whitead	Winckler

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 536, 771, 821** and **Senate Files 205, 264** and **330**.

[HOUSE FILE 798](#) WITHDRAWN

Eichhorn of Hamilton asked and received unanimous consent to withdraw [House File 798](#) from further consideration by the House.

[House File 131](#), a bill for an act relating to the required education and training for dental assistants, with report of committee recommending passage, was taken up for consideration.

Roberts of Carroll offered amendment [H-1193](#) filed by him as follows:

[H-1193](#)

- 1 Amend [House File 131](#) as follows:
- 2 1. Page 1, by striking lines 17 through 25, and
- 3 inserting the following:

4 " (2) Successful completion of an evaluation
5 approved by the board. The evaluation process may be
6 waived by the board, as provided in section 17A.9A, in
7 practice situations where the evaluation is deemed to
8 be unnecessary or detrimental to the dentist's
9 practice."

Roberts of Carroll offered the following amendment [H-1211](#), to amendment [H-1193](#), filed by him, Jochum of Dubuque, Raecker of Polk and Jacoby of Johnson from the floor and moved its adoption:

[H-1211](#)

1 Amend the amendment, [H-1193](#), to [House File 131](#), as
2 follows:

3 1. Page 1, by striking lines 2 through 9 and
4 inserting the following:

5 " ___. Page 1, line 9, by inserting after the word
6 "~~board.~~" the following: "Education requirements shall
7 be determined by the board by rule, according to
8 standards to be determined by the board."

9 ___. Page 1, line 10, by striking the word
10 "Completion" and inserting the following: "Successful
11 completion".

12 ___. Page 1, by striking lines 13 and 14 and
13 inserting the following:

14 "b. Successful completion of on-the-job training
15 and examination consisting of all of the following:"

16 ___. Page 1, by striking lines 17 through 25 and
17 inserting the following:

18 "(2) Successful completion of an examination
19 process approved by the board. A written examination
20 may be waived by the board pursuant to section 17A.9A.
21 in practice situations where the written examination
22 is deemed to be unnecessary or detrimental to the
23 dentist's practice."

24 ___. Page 1, by striking lines 29 through 31 and
25 inserting the following: "Successful passage of an
26 examination administered by the board, under paragraph
27 "a" or "b", which shall include sections regarding
28 infection control,".

29 ___. Page 1, lines 32 and 33, by striking the
30 words "~~shall also be required~~" and inserting the
31 following: ", shall also be required"."

Amendment [H-1211](#) was adopted.

On motion by Roberts of Carroll, amendment [H-1193](#), as amended was adopted.

Roberts of Carroll moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 131](#))

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Foege
Ford	Freeman	Frevert	Gaskill
Gipp	Granzow	Greiner	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Kaufmann	Kressig	Kuhn
Kurtenbach	Lalk	Lensing	Lukan
Lykam	Maddox	Mascher	May
McCarthy	Mertz	Miller	Murphy
Oldson	Olson, D.	Olson, R.	Olson, S.
Paulsen	Petersen	Pettengill	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	Shoultz	Smith
Soderberg	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Mr. Speaker	
		Rants	

The nays were, 1:

Fallon

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Jacobs of Polk asked and received unanimous consent that [House File 131](#) be immediately messaged to the Senate.

[HOUSE FILE 486](#) REREFERRED

The Speaker announced that [House File 486](#), previously referred to committee on **state government** was rereferred to committee on **oversight**.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF ADMINISTRATIVE SERVICES

IOWAccess Annual Report for Fiscal Year 2004, pursuant to Chapter 14B.201, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARGARET A. THOMSON
Chief Clerk of the House

- 2005\977 Norma Kellogg, Montour – For celebrating her 90th birthday.
- 2005\978 Glen and Esther Timm, Toledo – For celebrating their 60th wedding anniversary.
- 2005\979 Wauters Family, Elberon – For receiving the Iowa Good Neighbor Award.
- 2005\980 George Nopoulos, Wilton – For celebrating his 85th birthday.
- 2005\981 Margaret Ponce, West Liberty – For celebrating her 85th birthday.
- 2005\982 Alvin Hinrichs, Atalissa – For celebrating his 90th birthday.
- 2005\983 Bob and Pat Brooke, West Liberty – For celebrating their 50th wedding anniversary.
- 2005\984 Donald and JoAnn Burmeister, DeWitt – For celebrating their 50th wedding anniversary.

- 2005\985 Ronald and Mary Neubauer, Ackley – For celebrating their 50th wedding anniversary.
- 2005\986 Leonard and Lois Harms, Iowa Falls – For celebrating their 50th wedding anniversary.
- 2005\987 Golda Fredericks, Iowa Falls – For celebrating her 101st birthday.
- 2005\988 Marlyn and Charlotte Miller, Alden – For celebrating their 50th wedding anniversary.
- 2005\989 Leslie Aboud, Algona – For being selected as a member of the Capitol Project 2005.
- 2005\990 Leonard and Margaret Hubrig, Waterloo – For celebrating their 57th wedding anniversary.
- 2005\991 Lorna Cavanaugh, Waterloo – For celebrating her 80th birthday.
- 2005\992 Port Beattie, Waterloo – For celebrating his 90th birthday.
- 2005\993 Vivian Allen, Waterloo – For celebrating her 80th birthday.
- 2005\994 Ruth Beattie, Waterloo – For celebrating her 87th birthday.
- 2005\995 Darrell and Irene Moore, Allerton – For celebrating their 60th wedding anniversary.
- 2005\996 Ivan and Kathryn Snook, Promise City – For celebrating their 60th wedding anniversary.
- 2005\997 John Shuey, Prairie City – For celebrating his 80th birthday.
- 2005\998 Leonard and Leona Jabaai, Colfax – For celebrating their 60th wedding anniversary.
- 2005\999 Louisa-Muscatine High School Boys Bowling Team and Coaches Jay Smith and Al Jordan, Louisa-Muscatine High School – For winning the Class A Boys State Bowling Title.
- 2005\1000 Leah Grothe, Winfield-Mt. Union High School – For being selected to attend the Iowa American Legion Auxiliary Girls State.
- 2005\1001 Dorothy Malget, Oelwein – For celebrating her 80th birthday.
- 2005\1002 Marcelline Lindstrom, Oelwein – For celebrating her 85th birthday.
- 2005\1003 George and Lyla Balliet, Hartley – For celebrating their 60th wedding anniversary.

- 2005\1004 Loyd and Helen Wine, Panora – For celebrating their 73rd wedding anniversary.
- 2005\1005 Paul Struck, Cherokee – For receiving a 2005 News Media Award by the Board of Control of the Iowa High School Athletic Association.
- 2005\1006 Ann Christine Chance, Bettendorf – For celebrating her 100th birthday.
- 2005\1007 Coy W. “C.W.” Pope, Bettendorf – For celebrating his 80th birthday.
- 2005\1008 Cletus and Penny Hansel, Guttenberg – For celebrating their 50th wedding anniversary.
- 2005\1009 Mr. and Mrs. Lawrence Stroschein, Garnavillo – For celebrating their 60th wedding anniversary.
- 2005\1010 Joseph Louis Vaughn, Nevada – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\1011 Peter J. Seitz, Dubuque – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\1012 Matthew J. Kemp, Dubuque – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\1013 Vivian Allen, Waterloo – For celebrating her 80th birthday.
- 2005\1014 Lyle and Ivadel Luloff, Grandon – For celebrating their 65th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 343](#)

Human Resources: Carroll, Chair; Berry and Upmeyer.

[Senate File 351](#)

State Government: Jacobs, Chair; Boal, Gaskill, Greiner, T. Taylor, Upmeyer and Wendt.

[Senate File 354](#)

Commerce, Regulation and Labor: Hoffman, Chair; Pettengill and Tomenga.

[Senate File 363](#)

Commerce, Regulation and Labor: Jacobs, Chair; Jacoby and Jenkins.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 290](#)

Ways and Means: Carroll, Chair; Huser and Tomenga.

[House Study Bill 291](#)

Ways and Means: J.K. Van Fossen, Chair; Eichhorn and Shomshor.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

[Senate File 201](#), a bill for an act providing for veterinary emergency preparedness and response by the department of agriculture and land stewardship.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2005.

COMMITTEE ON COMMERCE, REGULATION AND LABOR

[Senate File 210](#), a bill for an act relating to specified requirements applicable to a real estate broker or attorney providing services in connection with a real estate auction.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2005.

[Senate File 260](#), a bill for an act relating to debt collection disclosure requirements for certain financial institution affiliates.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2005.

COMMITTEE ON EDUCATION

[Senate File 176](#), a bill for an act entering Iowa into the Midwestern higher education compact.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2005.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly [House File 640](#)), relating to the regulation and registration of certain vessels, the operation of certain vessels by minors, inspections of certain vessels, the operation of vessels for hire or commercial vessels, providing for penalties, and appropriating the moneys collected from certain registration fee increases to the state fish and game protection fund.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2005.

Committee Bill (Formerly [House File 791](#)), relating to the recognition and licensing of professional employer organizations and providing for penalties.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2005.

RESOLUTIONS FILED

[HCR 14](#), by Wessel-Kroeschell, a concurrent resolution recognizing Dr. Neil E. Harl, Charles F. Curtiss Distinguished Professor in Agriculture and Professor of Economics at Iowa State University, for his long and distinguished academic career at Iowa State University.

Laid over under **Rule 25**.

[HR 31](#), by Wessel-Kroeschell, Heddens, D. Olson and Kurtenbach, a resolution honoring the Iowa State University football team and Coach Dan McCarney for their successful season and victory at the Independence Bowl.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1197	H.F. 551	Hunter of Polk
H-1198	H.F. 816	Tymeson of Madison
H-1199	H.F. 793	Jacobs of Polk
H-1200	H.F. 793	Jacobs of Polk
H-1201	H.F. 825	Smith of Marshall

H-1202 H.F. 589
H-1204 S.F. 379

H-1205 H.F. 770
H-1206 H.F. 826
H-1207 H.F. 816

May of Dickenson
 Oldson of Polk
 Mascher of Johnson

H-1208 H.F. 816
H-1209 H.F. 816

Wessel-Kroeschell of Story
 Heddens of Story
 Smith of Marshall
 Whitaker of Van Buren
 Reichert of Muscatine
 D. Taylor of Linn
 Thomas of Clayton
 Zirkelbach of Jones
 Bell of Jasper
 Mertz of Kossuth
 Murphy of Dubuque

H-1210 H.F. 793
H-1212 H.F. 614

Quirk of Chickasaw
 Wise of Lee
 Jacobs of Polk

H-1213 H.F. 816

Bukta of Clinton
 Winckler of Scott
 Heddens of Story
 Wendt of Woodbury

H-1214 H.F. 816

Wessel-Kroeschell of Story
 Heddens of Story
 Smith of Marshall
 Bukta of Clinton
 Petersen of Polk
 Swaim of Davis
 Jochum of Dubuque
 R. Olson of Polk

Kurtenbach of Story
 Paulsen of Linn
 Swaim of Davis
 Senate Amendment
 Lykam of Scott
 Chambers of O'Brien
 Tymeson of Madison
 Frevert of Palo Alto

Wendt of Woodbury
 Frevert of Palo Alto
 Gaskill of Wapello
 Schueller of Jackson
 Bukta of Clinton
 Kressig of Black Hawk
 D. Olson of Boone
 Wendt of Woodbury
 Berry of Black Hawk
 Davitt of Warren
 T. Taylor of Linn
 Hunter of Polk

Zirkelbach of Jones
 Dix of Butler
 Petersen of Polk
 Jenkins of Black Hawk

Oldson of Polk
 Mascher of Johnson
 Lensing of Johnson
 Wessel-Kroeschell of Story

Frevert of Palo Alto
 Gaskill of Wapello
 Schueller of Jackson
 Whitaker of Van Buren
 Wise of Lee
 Quirk of Chickasaw
 Jacoby of Johnson
 Reasoner of Union
 Kuhn of Floyd

Cohoon of Des Moines	Foege of Linn
Ford of Polk	Whitead of Woodbury
Lykam of Scott	Oldson of Polk
Hogg of Linn	Pettengill of Benton
Wendt of Woodbury	D. Taylor of Linn
Thomas of Clayton	Shomshor of Pottawattamie
Berry of Black Hawk	Dandekar of Linn
Zirkelbach of Jones	T. Taylor of Linn
Mertz of Kossuth	Hunter of Polk
Lensing of Johnson	Winkler of Scott
Mascher of Johnson	
H-1215 H.F. 816	Wendt of Woodbury
Bukta of Clinton	Mascher of Johnson
Lensing of Johnson	Gaskill of Wapello
Winkler of Scott	Wessel-Kroeschell of Story
Heddens of Story	Oldson of Polk
H-1216 H.F. 816	Wessel-Kroeschell of Story
Bukta of Clinton	Gaskill of Wapello
Lensing of Johnson	Winckler of Scott
Mascher of Johnson	Heddens of Story
Wendt of Woodbury	Oldson of Polk
Kressig of Black Hawk	Foege of Linn
H-1217 H.F. 816	Miller of Webster
Reichert of Muscatine	Bell of Jasper
H-1218 H.F. 619	Paulsen of Linn
J.K. Van Fossen of Scott	J.R. Van Fossen of Scott
Kurtenbach of Story	Kaufmann of Cedar
Boal of Polk	Lukan of Dubuque
Heaton of Henry	Greiner of Washington
De Boef of Keokuk	Elgin of Linn
Hutter of Scott	Rants of Woodbury
H-1219 H.F. 619	Paulsen of Linn
J.K. Van Fossen of Scott	J.R. Van Fossen of Scott
Kurtenbach of Story	Kaufmann of Cedar
Boal of Polk	Lukan of Dubuque
Greiner of Washington	De Boef of Keokuk
Elgin of Linn	Heaton of Henry
Hutter of Scott	Rants of Woodbury
H-1220 H.F. 619	Greiner of Washington
Paulsen of Linn	J.K. Van Fossen of Scott
J.R. Van Fossen of Scott	Kurtenbach of Story

Kaufmann of Cedar	Boal of Polk
Lukan of Dubuque	May of Dickinson
Freeman of Buena Vista	De Boef of Keokuk
Hutter of Scott	
H-1221 H.F. 619	Rants of Woodbury
Paulsen of Linn	J.K. Van Fossen of Scott
J.R. Van Fossen of Scott	Kaufmann of Cedar
Boal of Polk	Lukan of Dubuque
Baudler of Adair	De Boef of Keokuk
Hutter of Scott	
H-1222 H.F. 816	Jenkins of Black Hawk
	Kurtenbach of Story
H-1223 H.F. 816	Chambers of O'Brien

On motion by Jacobs of Polk the House adjourned at 5:50 p.m., until 8:45 a.m., Wednesday, March 30, 2005.