

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 27, 2005

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JOURNAL OF THE HOUSE

One Hundred Eighth Calendar Day - Seventy-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 27, 2005

The House met pursuant to adjournment at 8:45 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Alan Hatner, pastor of St. James Lutheran Church, Victor. He was the guest of Representative Betty De Boef from Keokuk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Tuesday, April 26, 2005 was approved.

On motion by Jacobs of Polk, the House was recessed at 8:52 a.m., until the conclusion of the committee on appropriations.

MORNING SESSION

The House reconvened at 11:14 a.m., Roberts of Carroll in the chair.

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 April 27, 2005, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 540](#), a bill for an act relating to reports of traffic accidents involving certified law enforcement officers.

Also: That the Senate has on April 14, 2005, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 646](#), a bill for an act concerning social and charitable gambling, including the regulation of cash raffles at fairs, prohibiting raffles at annual game nights, establishing a permanent electrical and mechanical amusement devices special

fund and providing an appropriation, prohibiting certain electrical or mechanical amusement devices and bona fide contests, and providing for the denial, suspension, and revocation of certain gambling licenses by the department of inspections and appeals.

Also: That the Senate has on April 14, 2005, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 809](#), a bill for an act relating to and making appropriations to the department of economic development, certain board of regents institutions, the department of workforce development, and the public employment relations board and related matters.

Also: That the Senate has on April 26, 2005, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 840](#), a bill for an act authorizing the rebate of state sales tax to the owner or operator of a sanctioned automobile racetrack facility.

Also: That the Senate has on April 27, 2005, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 857](#), a bill for an act relating to eligible housing businesses under the enterprise zone program.

MICHAEL E. MARSHALL, Secretary

On motion by Gipp of Winneshiek, the House was recessed at 11:15 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:11 p.m., Roberts of Carroll in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-one members present, nineteen absent.

SPECIAL PRESENTATION

Berry of Black Hawk introduced Steven Scott, the Director of "Prevent Child Abuse of Iowa" who briefly addressed the House regarding the status of preventing child abuse of Iowa.

ADOPTION OF [HOUSE RESOLUTION 47](#)

Berry of Black Hawk called up for consideration [House Resolution 47](#), a house resolution proclaiming April 2005 as Child Abuse Prevention Month, and moved its adoption.

The motion prevailed and the resolution was adopted.

SENATE AMENDMENT CONSIDERED

Paulsen of Linn called up for consideration [House File 716](#), a bill for an act relating to the military division and the homeland security and emergency management division of the department of public defense concerning the activation and use of the civil air patrol, the authority of the adjutant general to enter into interstate agreements for use of national guard personnel, and the use of the national incident management system for state emergencies, amended by the Senate amendment [H-1359](#) as follows:

[H-1359](#)

1 Amend [House File 716](#), as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 3, line 19, by inserting after the figure
4 "[29A.3A](#)" the following: "subject to the terms of
5 joint services agreements executed pursuant to chapter
6 28E".

Paulsen of Linn offered the following amendment [H-1477](#), to the Senate amendment [H-1359](#), filed by him and Quirk of Chickasaw and moved its adoption:

[H-1477](#)

1 Amend the Senate amendment, [H-1359](#), to House File
2 716, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, by striking lines 4 through 6 and
5 inserting the following: ""[29A.3A](#)" the following:
6 "in 'accordance with operational and funding criteria
7 developed with the adjutant general and coordinated
8 with the civil air patrol"."

Amendment [H-1477](#) was adopted.

On motion by Paulsen of Linn the House concurred in the Senate amendment [H-1359](#), as amended.

Paulsen of Linn moved that the bill, as amended by the Senate, further amended 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. 716](#))

The ayes were, 100:

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	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	Sands
Schickel	Schueller	Shomshor	Shultz
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	Roberts, 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.

SENATE AMENDMENT CONSIDERED

Paulsen of Linn called up for consideration [House File 374](#), a bill for an act relating to veterans by providing for the compensation of members of a county commission of veteran affairs, providing for the issuance of combined hunting and fishing licenses to certain veterans, establishing a hepatitis C awareness program for veterans, concerning funds in an account for a state veterans cemetery, and providing an effective date, amended by the Senate amendment [H-1437](#) as follows:

[H-1437](#)

1 Amend [House File 374](#), as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking everything after the enacting
4 clause and inserting the following:
5 "Section 1. Section 7E.5, subsection 1, paragraph
6 v, Code 2005, is amended to read as follows:
7 v. The department of veterans affairs. However,
8 the commission of veterans affairs, which has created
9 in section 35A.2 shall have primary responsibility for
10 state veterans affairs.
11 Sec. 2. Section 35.1, subsection 1, Code 2005, is
12 amended to read as follows:
13 1. "~~Commission~~" "Department" means the ~~commission~~
14 Iowa department of veterans affairs created in section
15 ~~35A.2~~ 35A.4.
16 Sec. 3. Section 35.1, subsection 2, paragraph b,
17 subparagraphs (1) and (2), Code 2005, are amended to
18 read as follows:
19 (1) Former members of the reserve forces of the
20 United States who served at least twenty years in the
21 reserve forces ~~after January 28, 1973~~, and who were
22 discharged under honorable conditions. However, a
23 member of the reserve forces of the United States who
24 completed a minimum aggregate of ninety days of active
25 federal service, other than training, and was
26 discharged under honorable conditions, or was retired
27 under Title X of the United States Code shall be
28 included as a veteran.
29 (2) Former members of the Iowa national guard who
30 served at least twenty years in the Iowa national
31 guard ~~after January 28, 1973~~, and who were discharged
32 under honorable conditions. However, a member of the
33 Iowa national guard who was activated for federal
34 duty, other than training, for a minimum aggregate of
35 ninety days, and was discharged under honorable
36 conditions or was retired under Title X of the United
37 States Code shall be included as a veteran.

38 Sec. 4. Section 35.1, subsection 2, paragraph b,
39 Code 2005, is amended by adding the following new
40 subparagraphs:
41 NEW SUBPARAGRAPH. (6) Members of the reserve
42 forces of the United States who have served at least
43 twenty years in the reserve forces and who continue to
44 serve in the reserve forces.
45 NEW SUBPARAGRAPH. (7) Members of the Iowa
46 national guard who have served at least twenty years
47 in the Iowa national guard and who continue to serve
48 in the Iowa national guard.
49 Sec. 5. NEW SECTION. 35.2 PROOF OF VETERAN
50 STATUS FOR CERTAIN VETERANS.

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1 In order to fulfill any eligibility requirements
2 under Iowa law pertaining to veteran status, a veteran
3 described in section 35.1, subsection 2, paragraph
4 "b", subparagraph (6) or (7), shall submit the
5 veteran's retirement points accounting statement
6 issued by the armed forces of the United States, the
7 state adjutant general, or the adjutant general of any
8 other state, to confirm that the person has completed
9 twenty years of service with the reserve forces or the
10 national guard.

11 Sec. 6. Section 35.8, Code 2005, is amended to
12 read as follows:

13 35.8 WAR ORPHANS EDUCATIONAL AID FUND.

14 A war orphans educational aid fund is created as a
15 separate fund in the state treasury under the control
16 of the ~~commission~~ department of veterans affairs. Any
17 money appropriated for the purpose of aiding in the
18 education of orphaned children of veterans, as defined
19 in section 35.1, shall be deposited in the war orphans
20 educational aid fund.

21 Sec. 7. Section 35.9, unnumbered paragraph 1, Code
22 2005, is amended to read as follows:

23 The ~~commission~~ department of veterans affairs may
24 expend not more than six hundred dollars per year for
25 any one child who has lived in the state of Iowa for
26 two years preceding application for aid, and who is
27 the child of a person who died during active federal
28 military service while serving in the armed forces or
29 during active federal military service in the Iowa
30 national guard or other military component of the
31 United States, to defray the expenses of tuition,
32 matriculation, laboratory and similar fees, books and
33 supplies, board, lodging, and any other reasonably
34 necessary expense for the child or children incident
35 to attendance in this state at an educational or
36 training institution of college grade, or in a

37 business or vocational training school with standards
38 approved by the ~~commission~~ department of veterans
39 affairs.
40 Sec. 8. Section 35.10, Code 2005, is amended to
41 read as follows:
42 35.10 ELIGIBILITY AND PAYMENT OF AID.
43 Eligibility for aid shall be determined upon
44 application to the ~~commission~~ department of veterans
45 affairs, whose decision is final. The eligibility of
46 eligible applicants shall be certified by the
47 ~~commission~~ department of veterans affairs to the
48 director of the department of administrative services,
49 and all amounts that are or become due to an
50 individual or a training institution under this

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1 chapter shall be paid to the individual or institution
2 by the director of the department of administrative
3 services upon receipt by the director of certification
4 by the president or governing board of the educational
5 or training institution as to accuracy of charges
6 made, and as to the attendance of the individual at
7 the educational or training institution. The
8 ~~commission~~ department of veterans affairs may pay over
9 the annual sum of four hundred dollars to the
10 educational or training institution in a lump sum, or
11 in installments as the circumstances warrant, upon
12 receiving from the institution such written
13 undertaking as the ~~commission~~ department may require
14 to assure the use of funds for the child for the
15 authorized purposes and for no other purpose. A
16 person is not eligible for the benefits of this
17 chapter until the person has graduated from a high
18 school or educational institution offering a course of
19 training equivalent to high school training.
20 Sec. 9. Section 35A.1, Code 2005, is amended by
21 adding the following new subsection:
22 NEW SUBSECTION. 3A. "Department" means the Iowa
23 department of veterans affairs established in section
24 35A.4.
25 Sec. 10. Section 35A.3, subsections 2 and 3, Code
26 2005, are amended to read as follows:
27 2. Adopt rules pursuant to chapter 17A and
28 establish policy for the management and operation of
29 the department and the commission.
30 3. Prescribe the duties of an executive director
31 ~~and other employees as the commission shall deem~~
32 ~~necessary to carry out the duties of the commission.~~
33 Sec. 11. Section 35A.3, subsections 5, 6, 7, 8, 9,
34 10, 11, 12, and 14, Code 2005, are amended by striking
35 the subsections.

36 Sec. 12. NEW SECTION. 35A.4 DEPARTMENT
37 ESTABLISHED.

38 There is established an Iowa department of veterans
39 affairs which shall consist of a commission, an
40 executive director, and any additional personnel as
41 employed by the executive director.

42 Sec. 13. NEW SECTION. 35A.5 DUTIES OF THE
43 DEPARTMENT.

44 The department shall do all of the following:

45 1. Maintain information and data concerning the
46 military service records of Iowa veterans.
47 2. Assist county veteran affairs commissions
48 established pursuant to chapter 35B. The department
49 shall provide to county commissions suggested uniform
50 benefits and administrative procedures for carrying

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1 out the functions and duties of the county
2 commissions.

3 3. Permanently maintain the records including
4 certified records of bonus applications for awards
5 paid from the war orphans educational fund under
6 chapter 35.

7 4. Collect and maintain information concerning
8 veterans affairs.

9 5. Conduct two service schools each year for the
10 Iowa association of county commissioners and executive
11 directors.

12 6. Assist the United States veterans
13 administration, the Iowa veterans home, funeral
14 directors, and federally chartered veterans service
15 organizations in providing information concerning
16 veterans service records and veterans affairs data.

17 7. Maintain alphabetically a permanent registry of
18 the graves of all persons who served in the military
19 or naval forces of the United States in time of war
20 and whose mortal remains rest in Iowa.

21 8. Provide training to executive directors of
22 county commissions of veteran affairs pursuant to
23 section 35B.6. The commission may adopt rules in
24 accordance with chapter 17A to provide for training of
25 county veteran affairs executive directors.

26 9. Establish and operate a state veterans cemetery
27 and make application to the government of the United
28 States or any subdivision, agency, or instrumentality
29 thereof, for funds for the purpose of establishing
30 such a cemetery. The state may enter into agreements
31 with any subdivision of the state for assistance in
32 operating the cemetery. The state shall own the land
33 on which the cemetery is located. The department
34 shall have the authority to accept federal grant

35 funds, funding from state subdivisions, donations from
36 private sources, and federal "plot allowance"
37 payments. All such funds shall be deposited into an
38 account dedicated to the establishment, operation, and
39 maintenance of a veterans cemetery and these funds
40 shall be expended only for those purposes. The
41 department through the director shall have the
42 authority to accept suitable cemetery land, in
43 accordance with federal veterans cemetery grant
44 guidelines, from the federal government, state
45 government, state subdivisions, private sources, and
46 any other source wishing to transfer land for use as a
47 veterans cemetery. Notwithstanding section 8.33, any
48 moneys in the account for a state veterans cemetery
49 shall not revert and, notwithstanding section 12C.7,
50 subsection 2, interest or earnings on moneys deposited

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1 in the fund shall be credited to the account.
2 10. Carry out the policies of the department.
3 Sec. 14. Section 35A.8, subsections 1 and 3, Code
4 2005, are amended to read as follows:
5 1. The governor shall appoint an executive
6 director, subject to confirmation by the senate, who
7 shall serve at the pleasure of the governor. The
8 executive director is responsible for administering
9 the duties of the ~~department and the~~ commission other
10 than those related to the Iowa veterans home.
11 3. Except for the employment duties and
12 responsibilities assigned to the commandant for the
13 Iowa veterans home, the executive director shall
14 employ such personnel as are necessary for the
15 performance of the duties and responsibilities
16 assigned to the ~~department and the~~ commission. All
17 employees shall be selected on a basis of fitness for
18 the work to be performed with due regard to training
19 and experience and shall be subject to the provisions
20 of chapter 8A, subchapter IV.
21 Sec. 15. Section 35A.9, subsections 1 and 2, Code
22 2005, are amended to read as follows:
23 1. The executive director, commandant, and
24 employees of the ~~commission department~~ and the Iowa
25 veterans home are entitled to receive, in addition to
26 salary, reimbursement for actual expenses incurred
27 while engaged in the performance of official duties.
28 2. All out-of-state travel by commissioners, the
29 executive director, the commandant, or employees of
30 the ~~commission department~~ or the Iowa veterans home
31 shall be approved by the chairperson of the
32 commission.
33 Sec. 16. Section 35B.5, Code 2005, is amended to

34 read as follows:

35 35B.5 COMPENSATION.

36 A member of the commission shall receive twenty-
37 five dollars or a greater amount as established by the
38 board of supervisors for each month during which the
39 member attends one or more commission meetings and
40 shall be reimbursed for mileage the same as a member
41 of the board of supervisors. Compensation and mileage
42 shall be paid out of the appropriation authorized in
43 section 35B.14.

44 Sec. 17. Section 35B.6, subsection 1, paragraph b,
45 Code 2005, is amended to read as follows:

46 b. Upon the employment of an executive director,
47 the executive director shall complete a course of
48 initial training provided by the commission department
49 of veterans affairs pursuant to section ~~35A.3~~ 35A.5.
50 If an executive director is not appointed, a

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1 commissioner or a clerical assistant shall complete
2 the course of training. The commission department
3 shall issue the executive director, commissioner, or
4 clerical assistant a certificate of training after
5 completion of the initial training course. To
6 maintain annual certification, the executive director,
7 commissioner, or clerical assistant shall attend one
8 commission department training course each year.
9 Failure to maintain certification may be cause for
10 removal from office. The expenses of training shall
11 be paid from the appropriation authorized in section
12 35B.14.

13 Sec. 18. Section 35B.11, Code 2005, is amended to
14 read as follows:

15 35B.11 DATA FURNISHED ~~STATE COMMISSION IOWA~~
16 DEPARTMENT OF VETERANS AFFAIRS.

17 The commission of veteran affairs of each county
18 shall provide information to the ~~state commission~~
19 department of veterans affairs as the ~~state commission~~
20 department may request.

21 Sec. 19. Section 35B.19, Code 2005, is amended to
22 read as follows:

23 35B.19 BURIAL RECORDS.

24 The county commission of veteran affairs shall be
25 charged with securing the information requested by the
26 commission department of veterans affairs of every
27 person having a military service record and buried in
28 that county. Such information shall be secured from
29 the undertaker in charge of the burial and shall be
30 transmitted by the undertaker to the commission of
31 veteran affairs of the county where burial is made.
32 This information shall be recorded alphabetically and

33 by description of location in the cemetery where the
34 veteran is buried. This recording shall conform to
35 the directives of the ~~state commission~~ department of
36 veterans affairs and shall be kept in a book by the
37 county commission.

38 Sec. 20. Section 36.1, subsection 3, Code 2005, is
39 amended to read as follows:

40 3. "Commission" means the commission of veterans
41 affairs established in section 35A.2.

42 Sec. 21. Section 36.1, Code 2005, is amended by
43 adding the following new subsection:

44 NEW SUBSECTION. 3A. "Department" means the
45 department of veterans affairs established in section
46 35A.4.

47 Sec. 22. Section 36.2, Code 2005, is amended to
48 read as follows:

49 36.2 CHEMICAL EXPOSURE REPORT TO ~~COMMISSION~~
50 DEPARTMENT.

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1 A licensed physician, as defined in section 135.1,
2 subsection 4, who treats a veteran the physician
3 believes may have been exposed to chemicals while
4 serving in the armed forces of the United States shall
5 submit a report indicating that information to the
6 ~~commission~~ department at the request of the veteran
7 pursuant to section 36.3.

8 Sec. 23. Section 36.3, Code 2005, is amended to
9 read as follows:

10 36.3 DUTIES OF THE ~~COMMISSION~~ DEPARTMENT.

11 The ~~commission~~ department shall:

12 1. Provide the forms for the reports required in
13 section 36.2. The report form shall require the
14 doctor to provide all of the following:

15 a. Symptoms of the veteran which may be related to
16 exposure to chemicals.

17 b. Diagnosis of the veteran.

18 c. Methods of treatment prescribed.

19 2. Annually compile and evaluate the information
20 submitted in the reports pursuant to subsection 1, in
21 consultation and cooperation with a certified medical
22 toxicologist selected by the ~~commission~~ department.

23 The ~~commission~~ department shall submit the report to
24 the governor, the general assembly, and the United
25 States veterans' administration. The report shall
26 include current research data on the effects of
27 exposure to chemicals, statistical information
28 received from individual physicians' reports, and
29 statistical information from the epidemiological
30 investigations pursuant to subsection 3.

31 3. Conduct epidemiological investigations of

32 veterans who have cancer or other medical problems or
33 who have children born with birth defects associated
34 with exposure to chemicals, in consultation and
35 cooperation with a certified medical toxicologist
36 selected by the ~~commission~~ department. The ~~commission~~
37 department shall obtain consent from a veteran before
38 conducting the investigations.
39 The ~~commission~~ department shall cooperate with
40 local and state agencies during the course of an
41 investigation.
42 Sec. 24. Section 36.4, unnumbered paragraph 1,
43 Code 2005, is amended to read as follows:
44 The ~~commission~~ department shall not identify a
45 veteran consenting to the epidemiological
46 investigations pursuant to section 36.3, subsection 3,
47 unless the veteran consents to the release of
48 identity. The statistical information compiled by the
49 ~~commission~~ department pursuant to section 36.3 is a
50 public record.

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1 Sec. 25. Section 36.6, unnumbered paragraph 1,
2 Code 2005, is amended to read as follows:
3 The ~~commission~~ department and appropriate medical
4 facilities at the state university of Iowa under the
5 control of the state board of regents shall institute
6 a cooperative program to:
7 Sec. 26. Section 36.7, Code 2005, is amended to
8 read as follows:
9 36.7 FEDERAL PROGRAM.
10 If the ~~commission~~ department or the general
11 assembly determines that an agency of the federal
12 government or the state of Iowa is providing the
13 referral and genetic services pursuant to section
14 36.6, the ~~commission~~ department or the general
15 assembly by specific action may discontinue all or
16 part of the services and requirements in this chapter.
17 Sec. 27. NEW SECTION. 135.20 HEPATITIS C
18 AWARENESS PROGRAM – VETERANS – VACCINATIONS.
19 1. The department shall establish and administer a
20 hepatitis C awareness program. The goal of the
21 program shall be to distribute information to veterans
22 regarding the higher incidence of hepatitis C exposure
23 and infection among veterans, the dangers presented by
24 the disease, and contacts for additional information
25 and referrals. For purposes of this section,
26 "veteran" means an individual meeting the definition
27 contained in section 35.1.
28 2. The information to be distributed shall be
29 determined by the department by rule, in consultation
30 with the commission of veterans affairs. The

31 information shall, at a minimum, contain statements
32 indicating that:
33 a. The federal department of veterans affairs
34 estimates a hepatitis C infection rate in veterans
35 more than three times higher than for the general
36 population.
37 b. The infection rate for Vietnam veterans is
38 estimated to be even higher than for other veterans
39 groups.
40 c. The disease is caused by a bloodborne virus
41 readily transmitted during combat and combat-related
42 emergency medical treatment.
43 d. Many veterans currently carrying the virus were
44 infected prior to the development of medical screening
45 tests.
46 e. The hepatitis C virus often resolves into a
47 chronic infection without symptoms for ten to thirty
48 years before signs of resultant liver disease appear.
49 f. This unusually long latency period makes it
50 difficult to connect current symptoms with an

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1 infection that may have actually been contracted
2 during military service decades ago.
3 The information shall also present treatment
4 options and shall specify a procedure to be followed
5 for veterans desiring a medical consultation for
6 screening and treatment purposes. The department
7 shall cooperate with the state commission of veterans
8 affairs regarding distribution of the information to
9 the veterans home, the county commissions of veteran
10 affairs, veterans hospitals, and other appropriate
11 points of distribution.
12 Sec. 28. Section 135C.31A, Code 2005, is amended
13 to read as follows:
14 135C.31A ASSESSMENT OF RESIDENTS – PROGRAM
15 ELIGIBILITY.
16 Beginning July 1, 2003, a health care facility
17 receiving reimbursement through the medical assistance
18 program under chapter 249A shall assist the Iowa
19 ~~commission~~ department of veterans affairs in
20 identifying, upon admission of a resident, the
21 resident's eligibility for benefits through the
22 federal department of veterans affairs. The health
23 care facility shall also assist the Iowa ~~commission~~
24 department of veterans affairs in determining such
25 eligibility for residents residing in the facility on
26 July 1, 2003. The department of inspections and
27 appeals, in cooperation with the department of human
28 services, shall adopt rules to administer this
29 section, including a provision that ensures that if a

30 resident is eligible for benefits through the federal
31 department of veterans affairs or other third-party
32 payor, the payor of last resort for reimbursement to
33 the health care facility is the medical assistance
34 program. This section shall not apply to the
35 admission of an individual to a state mental health
36 institute for acute psychiatric care or to the
37 admission of an individual to the Iowa veterans home.
38 Sec. 29. Section 256.9, subsection 48, Code 2005,
39 is amended to read as follows:
40 48. Develop and administer, with the cooperation
41 of the ~~commission~~ department of veterans affairs, a
42 program which shall be known as operation recognition.
43 The purpose of the program is to award high school
44 diplomas to veterans of World War I, World War II, and
45 the Korean and Vietnam conflicts who left high school
46 prior to graduation to enter United States military
47 service. The department of education and the
48 ~~commission~~ department of veterans affairs shall
49 jointly develop an application procedure, distribute
50 applications, and publicize the program to school

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1 districts, accredited nonpublic schools, county
2 commissions of veteran affairs, veterans
3 organizations, and state, regional, and local media.
4 All honorably discharged veterans who are residents or
5 former residents of the state; who served at any time
6 between April 6, 1917, and November 11, 1918, at any
7 time between September 16, 1940, and December 31,
8 1946, at any time between June 25, 1950, and January
9 31, 1955, or at any time between February 28, 1961,
10 and May 5, 1975, all dates inclusive; and who did not
11 return to school and complete their education after
12 the war or conflict shall be eligible to receive a
13 diploma. Diplomas may be issued posthumously. Upon
14 approval of an application, the department shall issue
15 an honorary high school diploma for an eligible
16 veteran. The diploma shall indicate the veteran's
17 school of attendance. The department of education and
18 the ~~commission~~ department of veterans affairs shall
19 work together to provide school districts, schools,
20 communities, and county commissions of veteran affairs
21 with information about hosting a diploma ceremony on
22 or around Veterans Day. The diploma shall be mailed
23 to the veteran or, if the veteran is deceased, to the
24 veteran's family.
25 Sec. 30. Section 303.2, subsection 2, paragraph k,
26 Code 2005, is amended to read as follows:
27 k. Administer, preserve, and interpret the battle
28 flag collection assembled by the state in consultation

29 and coordination with the ~~commission~~ department of
30 veterans affairs and the department of administrative
31 services. A portion of the battle flag collection
32 shall be on display at the state capitol and the state
33 historical building at all times, unless on loan
34 approved by the department of cultural affairs.

35 Sec. 31. Section 331.608, subsection 6, paragraph
36 e, Code 2005, is amended to read as follows:

37 e. When otherwise required by a department or
38 agency of the federal or state government or a
39 political subdivision. The recorder shall make these
40 records available to the ~~commission~~ department of
41 veterans affairs. The ~~commission~~ department of
42 veterans affairs and its employees shall be subject to
43 the same state and federal confidentiality
44 restrictions and requirements that are imposed on the
45 recorder.

46 Sec. 32. Section 426A.13, unnumbered paragraphs 1
47 through 3, Code 2005, are amended to read as follows:

48 A person named in section 426A.11, who is a
49 resident of and domiciled in the state of Iowa, shall
50 receive a reduction equal to the exemption, to be made

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1 from any property owned by the person or owned by a
2 family farm corporation of which the person is a
3 shareholder and who occupies the property and so
4 designated by proceeding as provided in the section.
5 To be eligible to receive the exemption the person
6 claiming it shall have recorded in the office of the
7 county recorder of the county in which is located the
8 property designated for the exemption, evidence of
9 property ownership by that person or the family farm
10 corporation of which the person is a shareholder and
11 the military certificate of satisfactory service,
12 order transferring to inactive status, reserve,
13 retirement, order of separation from service,
14 honorable discharge or a copy of any of these
15 documents of the person claiming or through whom is
16 claimed the exemption. In the case of a person
17 claiming the exemption as a veteran described in
18 section 35.1, subsection 2, paragraph "b",
19 subparagraph (6) or (7), the person shall file the
20 statement required by section 35.2.

21 The person shall file with the appropriate assessor
22 on forms obtained from the assessor the claim for
23 exemption for the year for which the person is first
24 claiming the exemption. The claim shall be filed not
25 later than July 1 of the year for which the person is
26 claiming the exemption. The claim shall set out the
27 fact that the person is a resident of and domiciled in

28 the state of Iowa, and a person within the terms of
29 section 426A.11, and shall give the volume and page on
30 which the certificate of satisfactory service, order
31 of separation, retirement, furlough to reserve,
32 inactive status, or honorable discharge or certified
33 copy thereof is recorded in the office of the county
34 recorder, and may include the designation of the
35 property from which the exemption is to be made, and
36 shall further state that the claimant is the equitable
37 or legal owner of the property designated or if the
38 property is owned by a family farm corporation, that
39 the person is a shareholder of that corporation and
40 that the person occupies the property. In the case of
41 a person claiming the exemption as a veteran described
42 in section 35.1, subsection 2, paragraph "b",
43 subparagraph (6) or (7), the person shall file the
44 statement required by section 35.2.
45 Upon the filing and allowance of the claim, the
46 claim shall be allowed to that person for successive
47 years without further filing. However, in the case of
48 a person claiming the exemption as a veteran described
49 in section 35.1, subsection 2, paragraph "b",
50 subparagraph (6) or (7), such person shall file each

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1 year to be eligible to obtain the exemption.
2 Provided, that notwithstanding the filing or having on
3 file a claim for exemption, the person or person's
4 spouse is the legal or equitable owner of the property
5 on July 1 of the year for which the claim is allowed.
6 When the property is sold or transferred or the person
7 wishes to designate different property for the
8 exemption, a person who wishes to receive the
9 exemption shall refile for the exemption. A person
10 who sells or transfers property which is designated
11 for the exemption or the personal representative of a
12 deceased person who owned such property shall provide
13 written notice to the assessor that the property is no
14 longer legally or equitably owned by the former
15 claimant.
16 Sec. 33. Section 483A.24, subsection 13, Code
17 2005, is amended to read as follows:
18 13. Upon payment of the fee of thirty dollars for
19 a lifetime hunting and fishing combined license, the
20 department shall issue a hunting and fishing combined
21 license to a resident of Iowa who ~~is a veteran, as~~
22 ~~defined in section 35.1,~~ served in the armed forces of
23 the United States for a minimum aggregate of ninety
24 days of active federal service and who was disabled or
25 was a prisoner of war during that veteran's military
26 service. The department shall prepare an application

27 to be used by a person requesting a hunting and
28 fishing combined license under this subsection. The
29 ~~commission department~~ of veterans affairs shall assist
30 the department in verifying the status or claims of
31 applicants under this subsection. As used in this
32 subsection, "disabled" means entitled to compensation
33 under the United States Code, Title 38, ch. 11.
34 Sec. 34. Section 669.2, subsection 4, unnumbered
35 paragraph 1, Code 2005, is amended to read as follows:
36 "Employee of the state" includes any one or more
37 officers, agents, or employees of the state or any
38 state agency, including members of the general
39 assembly, and persons acting on behalf of the state or
40 any state agency in any official capacity, temporarily
41 or permanently in the service of the state of Iowa,
42 whether with or without compensation, but does not
43 include a contractor doing business with the state.
44 Professional personnel, including physicians,
45 osteopathic physicians and surgeons, osteopathic
46 physicians, optometrists, dentists, nurses, physician
47 assistants, and other medical personnel, who render
48 services to patients or inmates of state institutions
49 under the jurisdiction of the department of human
50 services or the Iowa department of corrections, and

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1 employees of the ~~commission department~~ of veterans
2 affairs, are to be considered employees of the state,
3 whether the personnel are employed on a full-time
4 basis or render services on a part-time basis on a fee
5 schedule or other arrangement. Criminal defendants
6 while performing unpaid community service ordered by
7 the district court, board of parole, or judicial
8 district department of correctional services, or an
9 inmate providing services pursuant to a chapter 28E
10 agreement entered into pursuant to section 904.703,
11 and persons supervising those inmates under and
12 according to the terms of the chapter 28E agreement,
13 are to be considered employees of the state.
14 Sec. 35. 2003 Iowa Acts, chapter 179, section 21,
15 subsections 2 and 5, as enacted by 2005 Iowa Acts,
16 [Senate File 75](#), section 1, are amended to read as
17 follows:
18 2. Of the funds appropriated in this section,
19 \$10,000 is transferred to the ~~Iowa~~ department of
20 ~~public health~~ human services for allocation to
21 community mental health centers to provide counseling
22 services to persons, whether or not employed by the
23 state, who are members of the national guard or
24 reservists and who are assigned to active duty service
25 in the armed forces of the United States and to the

26 persons' family members. The sessions shall be
27 provided on a first come, first served basis and shall
28 be limited to three visits per family.

29 5. The remainder of the funds appropriated in this
30 section are transferred to the Iowa finance authority
31 to be used for a home ownership assistance program for
32 persons who are eligible members of the armed forces
33 of the United States. In the event an eligible member
34 is deceased, the surviving spouse of the eligible
35 member shall be eligible for a loan under the program,
36 subject to the surviving spouse meeting the program's
37 eligibility requirements other than the military
38 service requirement. For the purposes of this
39 subsection, "eligible member of the armed forces of
40 the United States" means a resident of this state who
41 is or was a member of the national guard, reserve, or
42 regular component of the armed forces of the United
43 States who has served at least ninety days of active
44 duty service during the period beginning September 11,
45 2001, and ending June 30, 2006.

46 Sec. 36. VETERANS HEPATITIS C AWARENESS PROGRAM
47 REPORT. The Iowa department of public health shall
48 submit a report to the members of the general assembly
49 by January 1, 2007, regarding the development and
50 distribution of the information required by the

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1 section of this Act enacting section 135.20 and any
2 resulting impact.

3 Sec. 37. STATE FUNDING. The military service tax
4 credits and exemptions provided pursuant to this Act
5 shall be funded pursuant to chapter 426A and section
6 25B.7, subsection 2.

7 Sec. 38. EFFECTIVE DATE. This Act, being deemed
8 of immediate importance, takes effect upon enactment.

9 Sec. 39. RETROACTIVE APPLICABILITY. The section
10 of this Act amending 2003 Iowa Acts, chapter 179, is
11 retroactively applicable to May 17, 2004."

12 2. Title page, line 1, by inserting after the
13 words "veterans by" the following: "providing for the
14 establishment of a department of veterans affairs,
15 extending certain veterans' benefits and the military
16 service tax credit and exemption to certain members of
17 the reserve forces of the United States and the Iowa
18 national guard,".

19 3. Title page, line 6, by inserting after the
20 word "cemetery," the following: "concerning military
21 pay differential,".

22 4. Title page, line 6, by inserting after the
23 word "date" the following: "and a retroactive
24 applicability date".

Paulsen of Linn offered the following amendment [H-1476](#), to the Senate amendment [H-1437](#), filed by Paulsen, et al., and moved its adoption:

[H-1476](#)

1 Amend the Senate amendment, [H-1437](#), to House File
2 374, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 3, by striking lines 31 and 32, and
5 inserting the following: "and other employees ~~as the~~
6 ~~commission shall deem necessary to carry out the~~
7 ~~duties of the commission department.~~"
8 2. Page 10, by inserting after line 45, the
9 following:
10 "Sec. __. Section 426A.11, Code 2005, is amended
11 by adding the following new subsection:
12 NEW SUBSECTION. 2A. For purposes of this chapter,
13 unless the context otherwise requires, "veteran" also
14 means a resident of this state who is a former member
15 of the armed forces of the United States and who
16 served for a minimum aggregate of three years and who
17 was discharged under honorable conditions.
18 Sec. __. Section 426A.12, Code 2005, is amended
19 to read as follows:
20 426A.12 EXEMPTIONS TO RELATIVES.
21 In case any person in the foregoing classifications
22 does not claim the exemption from taxation, it shall
23 be allowed in the name of the person to the same
24 extent on the property of any one of the following
25 persons in the order named:
26 1. The spouse, or surviving spouse remaining
27 unmarried, of a veteran, as defined in this chapter or
28 in section 35.1, where they are living together or
29 were living together at the time of the death of the
30 veteran.
31 2. The parent whose spouse is deceased and who
32 remains unmarried, of a veteran, as defined in this
33 chapter or in section 35.1, whether living or
34 deceased, where the parent is, or was at the time of
35 death of the veteran, dependent on the veteran for
36 support.
37 3. The minor child, or children owning property as
38 tenants in common, of a deceased veteran, as defined
39 in this chapter or in section 35.1.
40 No more than one tax exemption shall be allowed
41 under this section or section 426A.11 in the name of a
42 veteran, as defined in this chapter or in section
43 35.1."
44 3. Page 10, line 47, by striking the word and
45 figure "through 3," and inserting the following: "and

46 2,".
 47 4. By striking page 11, line 45, through page 12,
 48 line 15.
 49 5. Page 14, by striking line 9, and inserting the
 50 following:

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1 "Sec. __. APPLICABILITY DATES."
 2 6. Page 14, line 10, by inserting before the word
 3 "of" the following:
 4 "1. The section".
 5 7. Page 14, by inserting after line 11, the
 6 following:
 7 "2. The sections of this Act relating to military
 8 service tax credits and exemptions apply to military
 9 service tax credits and exemptions for taxes due and
 10 payable for fiscal years beginning on or after July 1,
 11 2005."
 12 8. Page 14, by striking lines 15 through 18, and
 13 inserting the following: "modifying the definition of
 14 veteran for property taxation and certain other
 15 purposes,".
 16 9. Page 14, by striking lines 23 and 24, and
 17 inserting the following: "word "date" the following:
 18 "and retroactive and other applicability dates"."
 19 10. By renumbering as necessary.

Amendment [H-1476](#) was adopted.

On motion by Paulsen of Linn the House concurred in the Senate amendment [H-1437](#), as amended.

Paulsen of Linn moved that the bill, as amended by the Senate, further amended 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. 374](#))

The ayes were, 100:

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	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	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	Wildurdyke
Winckler	Wise	Zirkelbach	Roberts, 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, as amended, was agreed to.

SENATE AMENDMENT CONSIDERED

Carroll of Poweshiek called up for consideration [House File 840](#), a bill for an act authorizing the rebate of state sales tax to the owner or operator of a sanctioned automobile racetrack facility, amended by the Senate, and moved that the House concur in the following Senate amendment [H-1543](#):

[H-1543](#)

- 1 Amend [House File 840](#), as passed by the House, as
- 2 follows:
- 3 1. By striking everything after the enacting
- 4 clause and inserting the following:
- 5 "Section 1. FINDINGS. The general assembly finds
- 6 that a nationally sanctioned automobile racetrack
- 7 facility in Iowa would result in a substantial
- 8 economic benefit to the state and would offer
- 9 thousands of spectators the opportunity to experience
- 10 and discover Iowa.
- 11 The general assembly further finds that the
- 12 development of the racetrack facility and surrounding

13 entertainment complex including a museum would enhance
14 the economic development of the area through an
15 increase in tourism.

16 The general assembly further finds that the rebate
17 of state sales tax collected at the racetrack facility
18 and entertainment complex to assist in the development
19 of such facility and complex would further tourism and
20 is a public purpose for which state funds may be used.

21 The general assembly further finds that the rebate
22 of state sales tax to the racetrack facility should be
23 viewed as a pilot project and considered a potential
24 program to be used as a means to increase tourism into
25 the state.

26 Sec. 2. Section 423.4, Code 2005, is amended by
27 adding the following new subsection:

28 NEW SUBSECTION. 4. a. For purposes of this
29 subsection:

30 (1) "Automobile racetrack facility" means a
31 sanctioned automobile racetrack facility located as
32 part of a racetrack and entertainment complex,
33 including any museum attached to or included in the
34 racetrack facility but excluding any restaurant, and
35 which facility is located, on a maximum of two hundred
36 thirty-two acres, in a city with a population of at
37 least fourteen thousand five hundred but not more than
38 sixteen thousand five hundred residents, which city is
39 located in a county with a population of at least
40 thirty-five thousand but not more than forty thousand
41 residents and where the construction on the racetrack
42 facility commenced not later than one year following
43 the enactment of this Act and the cost of the
44 construction upon completion was at least thirty-five
45 million dollars.

46 (2) "Change of control" means any of the
47 following:

48 (a) Any change in the ownership of the original or
49 any subsequent legal entity that is the owner or
50 operator of the automobile racetrack facility such

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1 that at least sixty percent of the equity interests in
2 the legal entity cease to be owned by individuals who
3 are residents of Iowa, an Iowa corporation, or
4 combination of both.

5 (b) The original owners of the legal entity that
6 is the owner or operator of the automobile racetrack
7 facility shall collectively cease to own more than
8 fifty percent of the voting equity interests of such
9 legal entity or shall otherwise cease to have
10 effective control of such legal entity.

11 (3) "Iowa corporation" means a corporation

12 incorporated under the laws of Iowa where at least
13 sixty percent of the corporation's equity interests
14 are owned by individuals who are residents of Iowa.

15 (4) "Owner or operator" means a for-profit legal
16 entity where at least sixty percent of its equity
17 interests are owned by individuals who are residents
18 of Iowa, an Iowa corporation, or combination of both
19 and that is the owner or operator of an automobile
20 racetrack facility and is primarily a promoter of
21 motor vehicle races.

22 (5) "Population" means the population based upon
23 the 2000 certified federal census.

24 b. The owner or operator of an automobile
25 racetrack facility may apply to the department for a
26 rebate of sales tax imposed and collected by retailers
27 upon sales of any goods, wares, merchandise, or
28 services furnished to purchasers at the automobile
29 racetrack facility.

30 c. The rebate may be obtained only in the
31 following amounts and manner and only under the
32 following conditions:

33 (1) On forms furnished by the department within
34 the time period provided by the department by rule,
35 which time period shall not be longer than quarterly.

36 (2) The owner or operator shall provide
37 information as deemed necessary by the department.

38 (3) The transactions for which sales tax was
39 collected and the rebate is sought occurred on or
40 after January 1, 2006, but before January 1, 2016.
41 However, not more than twelve million five hundred
42 thousand dollars in total rebates shall be provided
43 pursuant to this subsection.

44 (4) Notwithstanding subparagraph (3), the rebate
45 of sales tax shall cease for transactions occurring on
46 or after the date of the sale or other transfer,
47 whether voluntarily or involuntarily, of the
48 automobile racetrack facility to a party other than
49 the original owner of the facility or upon a change of
50 control of such facility.

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1 (5) The automobile racetrack facility has not
2 received or shall not receive any grants under the
3 community attraction and tourism program pursuant to
4 chapter 15F, subchapter II, or the vision Iowa program
5 pursuant to chapter 15F, subchapter III.

6 d. To assist the department in determining the
7 amount of the rebate, the owner or operator shall
8 identify to the department retailers located at the
9 automobile racetrack facility who will be collecting
10 sales tax. The department shall verify such identity

11 and ensure that all proper permits have been issued.
12 For purposes of this subsection, advance ticket and
13 admissions sales shall be considered occurring at the
14 automobile racetrack facility regardless of where the
15 transactions actually occur.
16 e. Upon determining that the conditions and
17 requirements of this subsection and the department are
18 met, the department shall issue a warrant to the owner
19 or operator in the amount equal to the amount claimed
20 and verified by the department.
21 f. Only the state sales tax is subject to rebate.
22 Any local option taxes paid and collected shall not be
23 subject to rebate under this subsection.
24 g. This subsection is repealed June 30, 2016, or
25 thirty days following the date on which twelve million
26 five hundred thousand dollars in total rebates have
27 been provided, or thirty days following the date on
28 which rebates cease as provided in paragraph "c",
29 subparagraph (4), whichever is the earliest.
30 Sec. 3. PILOT PROJECT – EVALUATION. The sales
31 tax rebate provided in this Act for the owner or
32 operator of an automobile racetrack facility is viewed
33 as a pilot project to gauge the feasibility of using
34 such an approach to assist large capital projects that
35 have the potential to increase tourism into the state.
36 The department of economic development and the
37 department of revenue shall review and evaluate the
38 pilot project established in this Act and determine
39 the benefits to the state. A report from each
40 department shall be filed with the general assembly no
41 later than January 15, 2008, and shall contain its
42 evaluation and recommendations, especially with regard
43 to the creation of a sales tax rebate program as part
44 of the state's economic development tools. However,
45 the departments may file a joint report if this would
46 prove more beneficial to the general assembly and the
47 evaluation of the pilot project."

The motion prevailed and the House concurred in the Senate amendment [H-1543](#).

Carroll of Poweshiek 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. 840](#))

The ayes were, 84:

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

The nays were, 16:

Baudler	Fallon	Heddens	Hogg
Hunter	Jochum	Kuhn	Olson, D.
Rayhons	Schueller	Shoultz	Taylor, D.
Van Engelenhoven	Watts	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 was agreed to.

IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 374, 716 and 840.**

Regular Calendar

[House File 870](#), a bill for an act relating to the applicability of motor vehicle financial responsibility provisions to special mobile

equipment and providing an effective date, was taken up for consideration.

Horbach of Tama offered amendment [H-1483](#) filed by him as follows:

[H-1483](#)

- 1 Amend [House File 870](#) as follows:
- 2 1. Page 1, lines 12 and 13, by striking the words
- 3 "~~except special mobile equipment~~".
- 4 2. Page 1, by striking lines 29 through 34, and
- 5 inserting the following:
- 6 "**NEW SUBSECTION. 12A. SPECIAL MOBILE EQUIPMENT.**
- 7 "Special mobile equipment" means every vehicle not
- 8 designed or used primarily for the transportation of
- 9 persons or property and incidentally operated or moved
- 10 over the highways, including road construction or
- 11 maintenance machinery and ditch-digging apparatus.
- 12 This description does not exclude other vehicles which
- 13 are within the general terms of this subsection."
- 14 3. By renumbering as necessary.

Rayhons of Hancock offered amendment [H-1539](#) to amendment [H-1483](#), filed by Rayhons, May of Dickinson, Jones of Mills, Sands of Louisa, Carroll of Poweshiek, Struyk of Pottawattamie, S. Olson of Clinton, Drake of Pottawattamie, Frevert of Palo Alto, Van Engelenhoven of Marion, Smith of Marshall, Quirk of Chickasaw, Baudler of Adair, Cohoon of Des Moines, Shomshor of Pottawattamie, Freeman of Buena Vista, Mertz of Kossuth, Soderberg of Plymouth, Upmeyer of Hancock, Alons of Sioux, Kaufmann of Cedar, Thomas of Clayton, Roberts of Carroll, Wilderdyke of Harrison, Lukan of Dubuque and Whitaker of Van Buren from the floor as follows:

[H-1539](#)

- 1 Amend the amendment, [H-1483](#), to [House File 870](#), as
- 2 follows:
- 3 1. Page 1, line 11, by striking the words "and
- 4 ditch-digging apparatus" and inserting the following:
- 5 ", ditch-digging apparatus, and implements of
- 6 husbandry as defined in section 321.1, subsection 32".

Amendment [H-1539](#) was adopted.

On motion by Horbach of Tama, amendment [H-1483](#), as amended, was adopted.

Horbach of Tama 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. 870](#))

The ayes were, 100:

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	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	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	Roberts, 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.

SENATE AMENDMENT CONSIDERED

Lukan of Dubuque called up for consideration [Senate File 350](#), a bill for an act relating to the suspension of a child support obligation, amended by the House, further amended by the Senate and moved

that the House concur in the following Senate amendment [H-1469](#) to the House amendment:

[H-1469](#)

- 1 Amend the House amendment, [S-3130](#), to Senate File
 2 350, as passed by the Senate, as follows:
 3 1. Page 1, line 27, by striking the word "The"
 4 and inserting the following: "However, if the obligor
 5 objects to the consolidation of the actions regarding
 6 multiple orders into a single action for contempt, and
 7 the court determines that severance of the single
 8 action into multiple actions is in the interest of
 9 justice, the unit shall bring multiple actions for
 10 contempt to enforce the multiple orders. If the
 11 single action is brought and the obligor does not
 12 object, the".
 13 2. Page 1, line 28, by inserting after the word
 14 "where" the following: "the obligor resides, or if
 15 the obligor does not reside in the state, in the
 16 district court of the county where".
 17 3. By striking page 4, line 43 through page 5,
 18 line 13.
 19 4. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 50, nays 48.

The motion prevailed and the House concurred in the Senate amendment [H-1469](#), to the House amendment.

Lukan of Dubuque moved that the bill, as amended by the House, further 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?" ([S.F. 350](#))

The ayes were, 98:

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
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	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	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	Wildurdyke	Winckler	Wise
Zirkelbach	Roberts, Presiding		

The nays were, 2:

Gaskill Mascher

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.

Regular Calendar

[House File 845](#), a bill for an act relating to appointments by members of the general assembly to statutory boards, commissions, councils, and committees, abolishing certain related entities, and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Jacobs of Polk offered the following amendment [H-1411](#) filed by the committee on administration and rules and moved its adoption:

[H-1411](#)

- 1 Amend [House File 845](#) as follows:
- 2 1. Page 3, by striking lines 2 through 30.
- 3 2. By renumbering as necessary.

The committee amendment [H-1411](#) was adopted.

Jacobs 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. 845](#))

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	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	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	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	Roberts, Presiding	

The nays were, none.

Absent or not voting, 1:

Jenkins

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

SENATE AMENDMENT CONSIDERED

Hutter of Scott called up for consideration [House File 275](#), a bill for an act relating to the purchase, possession, or consumption of

alcohol by a person under legal age, and providing a penalty, amended by the Senate, and moved that the House concur in the following Senate amendment [H-1397](#):

[H-1397](#)

1 Amend [House File 275](#), as passed by the House, as
2 follows:
3 1. Page 1, by striking lines 3 through 20 and
4 inserting the following:
5 "3. a. A person who is under legal age, other
6 than a licensee or permittee, who violates this
7 section regarding the purchase of or attempt to
8 purchase alcoholic liquor, wine, or beer, or
9 possessing or having control of alcoholic liquor,
10 wine, or beer, commits ~~a the following~~:
11 (1) A simple misdemeanor punishable by a fine of
12 one hundred dollars for the first offense as a
13 scheduled violation under section 805.8C, subsection
14 7.
15 (2) A second or subsequent offense shall be a
16 simple misdemeanor punishable by a fine of two five
17 hundred dollars and the suspension of the person's
18 motor vehicle operating privileges for a period not to
19 exceed one year. In addition to any other applicable
20 penalty, the person in violation of this section shall
21 choose between either completing a substance abuse
22 evaluation or the suspension of the person's motor
23 vehicle operating privileges for a period not to
24 exceed one year.
25 (3) A third or subsequent offense shall be a
26 simple misdemeanor punishable by a fine of five
27 hundred dollars and the suspension of the person's
28 motor vehicle operating privileges for a period not to
29 exceed one year.
30 b. The court may, in its discretion, order the
31 person who is under legal age to perform community
32 service work under section 909.3A, of an equivalent
33 value to the fine imposed under this section.
34 ~~However, if~~
35 c. If the person who commits ~~the a~~ violation of
36 this section is under the age of eighteen, the matter
37 shall be disposed of in the manner provided in chapter
38 232."
39 2. Page 1, by striking lines 24 through 29 and
40 inserting the following: "UNDER LEGAL AGE. For first
41 offense violations of section 123.47, subsection 3,
42 the scheduled fine is two hundred dollars."

The motion prevailed and the House concurred in the Senate amendment [H-1397](#).

Hutter of Scott 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. 275](#))

The ayes were, 100:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	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	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	Roberts, 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.

SENATE AMENDMENT CONSIDERED

Boal of Polk called up for consideration [House File 739](#), a bill for

an act relating to education technology, including the creation of an Iowa learning technology commission and pilot program, and the establishment of a research triangle and clearinghouse, amended by the Senate, and moved that the House concur in the following Senate amendment [H-1399](#):

[H-1399](#)

- 1 Amend [House File 739](#), as passed by the House, as
- 2 follows:
- 3 1. Page 1, line 26, by striking the words "a
- 4 pilot program" and inserting the following: "pilot
- 5 programs".
- 6 2. Page 1, line 28, by striking the words "that
- 7 shall" and inserting the following: "that may".
- 8 3. Page 1, line 32, by striking the word
- 9 "nineteen".
- 10 4. Page 1, line 34, by striking the word "Nine"
- 11 and inserting the following: "Seven".
- 12 5. Page 2, by striking line 1.
- 13 6. Page 2, line 10, by striking the words "a
- 14 member" and inserting the following: "the
- 15 chairperson".
- 16 7. Page 2, by striking lines 11 and 12 and
- 17 inserting the following: "education or the
- 18 chairperson's designee."
- 19 8. By striking page 2, line 13, through page 3,
- 20 line 2 and inserting the following:
- 21 "b. Ex officio, nonvoting members as follows:
- 22 (1) The members of the state board of education
- 23 technology advisory committee."
- 24 9. Page 4, line 13, by striking the word
- 25 "program" and inserting the following: "programs".
- 26 10. Page 4, by striking lines 17 through 19 and
- 27 inserting the following:
- 28 "2. Develop an accurate assessment of the
- 29 current".
- 30 11. Page 4, by striking lines 33 through 35 and
- 31 inserting the following: "state levels."
- 32 12. Page 5, lines 1 and 2, by striking the words
- 33 "and the recommended appropriations".
- 34 13. Page 5, line 6, by striking the word
- 35 "PROGRAM" and inserting the following: "PROGRAMS".
- 36 14. Page 5, line 9, by striking the word
- 37 "program" and inserting the following: "programs".
- 38 15. Page 5, line 11, by striking the word
- 39 "program" and inserting the following: "programs".
- 40 16. Page 5, line 14, by striking the word "shall"
- 41 and inserting the following: "may".
- 42 17. Page 5, line 16, by inserting after the word

43 "possibilities;" the following: "provide for
44 development of individual education plans for
45 students;"
46 18. Page 5, line 19, by striking the words "of
47 the" and inserting the following: "for each".
48 19. Page 5, line 21, by striking the words
49 "commit state funds toward" and inserting the
50 following: "consider".

Page 2

1 20. Page 5, line 27, by striking the words
2 "program, the" and inserting the following: "programs,
3 each".
4 21. Page 5, line 33, by striking the word "The"
5 and inserting the following: "Each".
6 22. Page 6, by striking lines 2 and 3 and
7 inserting the following: "achievement should include
8 identification of the".
9 23. Page 6, by inserting after line 33 the
10 following:
11 "Sec. __. NEW SECTION. 280A.5 FUTURE REPEAL.
12 This chapter is repealed effective July 1, 2011."
13 24. Page 6, by inserting after line 33 the
14 following:
15 "Sec. __. CONTINGENT EFFECTIVENESS. The sections
16 of this Act creating new Code chapter 280A take effect
17 only if the general assembly appropriates funds for
18 the fiscal year beginning July 1, 2005, in an amount
19 sufficient to implement the provisions of Code chapter
20 280A, if enacted."
21 25. Title page, line 2, by striking the word
22 "program" and inserting the following: "programs".
23 26. Title page, line 4, by inserting after the
24 word "clearinghouse" the following: ", and providing
25 for contingent effectiveness".
26 27. By renumbering, redesignating, and correcting
27 internal references as necessary.

The motion prevailed and the House concurred in the Senate amendment [H-1399](#).

Boal 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. 739](#))

The ayes were, 53:

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

The nays were, 47:

Bell	Berry	Bukta	Cphoon
Dandekar	Davitt	Fallon	Ford
Frevert	Gaskill	Heddens	Hogg
Hunter	Jacoby	Jochum	Kressig
Kuhn	Lensing	Lykam	Mascher
McCarthy	Mertz	Miller	Murphy
Oldson	Olson, D.	Olson, R.	Petersen
Pettengill	Quirk	Reasoner	Reichert
Schueller	Shomshor	Shultz	Smith
Swaim	Taylor, D.	Taylor, T.	Thomas
Wendt	Wessel-Kroeschell	Whitaker	Whitead
Winckler	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

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 275, 739, 845, 870** and **[Senate File 350](#)**.

Unfinished Business Calendar

[Senate File 78](#), a bill for an act relating to the exemption from city taxes of land included in an application for voluntary annexation

or in a city's involuntary annexation petition and including effective and applicability date provisions, with report of committee recommending passage, was taken up for consideration.

Tjepkes of Webster 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. 78](#))

The ayes were, 98:

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	Sands	Schickel
Schueller	Shomshor	Shoultz	Smith
Soderberg	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	Roberts,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Carroll Struyk

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

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, with report of committee recommending passage, was taken up for consideration.

Jacobs 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?" (**S.F. 210**)

The ayes were, 59:

Alons	Anderson	Arnold	Bell
Boal	Carroll	Chambers	Dandekar
Dix	Dolecheck	Drake	Elgin
Freeman	Gipp	Heaton	Heddens
Horbach	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jones
Kurtenbach	Lalk	Lukan	Maddox
May	McCarthy	Oldson	Olson, D.
Olson, R.	Olson, S.	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants, Spkr.
Rasmussen	Rayhons	Reasoner	Reichert
Sands	Schickel	Schueller	Smith
Soderberg	Struyk	Swaim	Tomenga
Tymeson	Upmeyer	Van Fossen, J.K.	Van Fossen, J.R.
Wildurdyke	Wise	Roberts, Presiding	

The nays were, 41:

Baudler	Berry	Bukta	Cohoon
Davitt	De Boef	Eichhorn	Fallon
Foege	Ford	Frevert	Gaskill
Granzow	Greiner	Hoffman	Hogg
Hunter	Jochum	Kaufmann	Kressig
Kuhn	Lensing	Lykam	Mascher
Mertz	Miller	Murphy	Shomshor
Shoultz	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Van Engelenhoven	Watts	Wendt
Wessel-Kroeschell	Whitaker	Whitead	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.

[Senate File 245](#), a bill for an act relating to a secondary school core curriculum, including requiring the state board of education to determine a model core curriculum and set a statewide core curriculum completion rate goal, requiring school districts to report student core curriculum progress annually, requiring school districts and schools to report core curriculum completion percentages annually, and providing for the coordination of an educational data definitions working group, with report of committee recommending amendment and passage, was taken up for consideration.

Boal of Polk offered the following amendment [H-1342](#) filed by the committee on education and moved its adoption:

[H-1342](#)

- 1 Amend [Senate File 245](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 2, line 7, by inserting after the word
- 4 "STUDENT" the following: "PLAN FOR".
- 5 2. Page 2, line 8, by striking the word
- 6 "ADMISSIONS" and inserting the following: "ADMISSIONS
- 7 -".
- 8 3. Page 2, by inserting after line 8 the
- 9 following:
- 10 "1. For the school year beginning July 1, 2006,
- 11 and each succeeding school year, the board of
- 12 directors of each school district shall cooperate with
- 13 each student enrolled in grade eight to develop for
- 14 the student a core curriculum plan to guide the
- 15 student toward the goal of successfully completing, at
- 16 a minimum, the model core curriculum developed by the
- 17 state board of education pursuant to section 256.7,
- 18 subsection 26, by the time the student graduates from
- 19 high school."
- 20 4. Page 2, line 9, by inserting before the word
- 21 "For" the following: "2."
- 22 5. By striking page 2, line 17, through page 3,
- 23 line 28.
- 24 6. Title page, line 4, by inserting after the
- 25 word "districts" the following: "to develop a core
- 26 curriculum plan for eighth grade students and".
- 27 7. Title page, line 5, by inserting after the
- 28 word "annually," the following: "and".
- 29 8. Title page, by striking lines 7 and 8, and
- 30 inserting the following: "annually".
- 31 9. By renumbering as necessary.

The committee amendment [H-1342](#) was adopted.

Boal 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?" ([S.F. 245](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	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	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		

The nays were, 2:

Fallon	Roberts, Presiding
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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

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 78, 210 and 245.**

Regular Calendar

Senate File 403, a bill for an act providing for the receipt of and costs relating to public records requests, with report of committee recommending amendment and passage, was taken up for consideration.

Raecker of Polk offered the following amendment **H-1465** filed by the committee on government oversight and moved its adoption:

H-1465

- 1 Amend **Senate File 403**, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by striking lines 7 through 11 and
- 4 inserting the following: "lawful custodian shall not
- 5 require the physical presence of a person requesting
- 6 or receiving a copy of a public record and shall
- 7 fulfill requests for a copy of a public record
- 8 received in writing, by telephone, or by electronic
- 9 means. Fulfillment of a request for a copy of a
- 10 public record may be contingent upon receipt of
- 11 payment of expenses to be incurred in fulfilling the
- 12 request and such estimated expenses shall be
- 13 communicated to the requester upon receipt of the
- 14 request. The lawful custodian may adopt and".
- 15 2. By renumbering as necessary.

The committee amendment **H-1465** 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?" (**S.F. 403**)

The ayes were, 100:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	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	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	Wilderdike
Winckler	Wise	Zirkelbach	Roberts, 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.

SENATE AMENDMENT CONSIDERED

Dix of Butler called up for consideration [House File 614](#), a bill for an act relating to the transmission, installation, and use of computer software through deceptive or unauthorized means and providing for penalties, amended by the Senate, and moved that the House concur in the following Senate amendment [H-1482](#):

[H-1482](#)

- 1 Amend [House File 614](#), as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 6, line 2, by inserting after the word
- 4 "chapter." the following: "Nothing in this chapter
- 5 shall limit the rights of providers of wire and
- 6 electronic communications under 18 U.S.C. § 2511."

The motion prevailed and the House concurred in the Senate amendment [H-1482](#).

Dix of Butler 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. 614](#))

The ayes were, 100:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	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	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	Roberts, 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.

SENATE AMENDMENT CONSIDERED

Raecker of Polk called up for consideration [House File 646](#), a bill for an act concerning social and charitable gambling, including the regulation of cash raffles at fairs, prohibiting raffles at annual game nights, establishing a permanent electrical and mechanical amusement devices special fund and providing an appropriation, prohibiting certain electrical or mechanical amusement devices and

bona fide contests, and providing for the denial, suspension, and revocation of certain gambling licenses by the department of inspections and appeals, amended by the Senate, and moved that the House concur in the following Senate amendment [H-1545](#):

[H-1545](#)

1 Amend [House File 646](#), as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 2, by inserting after line 5 the
4 following:
5 "Sec. __. Section 99B.7, subsection 1, paragraph
6 d, unnumbered paragraphs 1 and 2, Code 2005, are
7 amended to read as follows:
8 Cash prizes shall not be awarded in games other
9 than bingo and raffles. The value of a prize shall
10 not exceed ten thousand dollars and merchandise prizes
11 shall not be repurchased. If a prize consists of more
12 than one item, unit, or part, the aggregate value of
13 all items, units, or parts shall not exceed ten
14 thousand dollars. However, one raffle may be
15 conducted per calendar year at which real property or
16 one or more merchandise prizes having a combined value
17 of more than ten thousand dollars may be awarded or a
18 cash ~~prize prizes~~ of up to a total of two hundred
19 thousand dollars may be awarded.
20 If a raffle licensee holds a statewide raffle
21 license, the licensee may hold not more than eight
22 raffles per calendar year at which real property or
23 one or more merchandise prizes having a combined value
24 of more than ten thousand dollars may be awarded or a
25 cash ~~prize prizes~~ of up to a total of two hundred
26 thousand dollars may be awarded. Each such raffle
27 held under a statewide license shall be held in a
28 separate county."
29 2. Page 3, line 24, by inserting after the word
30 "licensee." the following: "In addition, a person
31 whose license is revoked under this section who is a
32 person for which a class "A", class "B", class "C", or
33 class "D" liquor control license has been issued
34 pursuant to chapter 123 shall have the person's liquor
35 control license suspended for a period of fourteen
36 days in the same manner as provided in section 123.50,
37 subsection 3, paragraph "a". In addition, a person
38 whose license is revoked under this section who is a
39 person for which only a class "B" or class "C" beer
40 permit has been issued pursuant to chapter 123 shall
41 have the person's class "B" or class "C" beer permit
42 suspended and that person's sales tax permit suspended
43 for a period of fourteen days in the same manner as
44 provided in section 123.50, subsection 3, paragraph

45 "a".
 46 3. Page 5, by inserting after line 3 the
 47 following:
 48 "Sec. __. EFFECTIVE DATE. The section of this
 49 Act amending section 99B.7, subsection 1, paragraph
 50 "d", being deemed of immediate importance, takes

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1 effect upon enactment."
 2 4. Title page, line 2, by striking the words "at
 3 fairs".
 4 5. Title page, line 8, by inserting after the
 5 word "appeals" the following: ", and providing an
 6 effective date".
 7 6. By renumbering, relettering, or redesignating
 8 and correcting internal references as necessary.

Speaker pro tempore Carroll in the chair at 3:00 p.m.

The motion prevailed and the House concurred in the Senate amendment [H-1545](#).

Raecker 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. 646](#))

The ayes were, 82:

Anderson	Arnold	Baudler	Bell
Berry	Boal	Bukta	Cohoon
Dandekar	Davitt	Dix	Dolecheck
Drake	Elgin	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Greiner	Heaton	Heddens	Hoffman
Hogg	Horbach	Hunter	Huseman
Huser	Hutter	Jacobs	Jacoby
Jenkins	Jochum	Jones	Kressig
Kurtenbach	Lensing	Lukan	Lykam
Maddox	Mascher	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, R.	Olson, S.	Paulsen	Petersen
Pettengill	Quirk	Rants, Spkr.	Rasmussen
Rayhons	Reasoner	Sands	Schickel
Schueller	Shomshor	Shoultz	Struyk
Swaim	Taylor, T.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven

Van Fossen, J.K.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Winckler	Wise
Zirkelbach	Carroll, Presiding		

The nays were, 18:

Alons	Chambers	De Boef	Eichhorn
Fallon	Granzow	Kaufmann	Kuhn
Lalk	May	Raecker	Reichert
Roberts	Smith	Soderberg	Taylor, D.
Van Fossen, J.R.	Wilderdyke		

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.

ADOPTION OF [SENATE CONCURRENT RESOLUTION 13](#)

Upmeyer of Hancock called up for consideration [Senate Concurrent Resolution 13](#), a concurrent resolution relating to cervical cancer awareness, and recognizing efforts by the Iowa Department of Public Health and the Iowa Consortium for Comprehensive Cancer Control in promoting that awareness, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE RESOLUTION 43](#)

Raecker of Polk and Ford of Polk called up for consideration [House Resolution 43](#), a resolution encouraging the state board of regents to establish a task force to review college student-athlete graduation rates at the universities under its control, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House**

Files 614, 646, [Senate File 403](#) and [Senate Concurrent Resolution 13](#).

The House stood at ease at 3:14 p.m., until the fall of the gavel.

The House resumed session at 4:27 p.m., Speaker pro tempore Carroll in the chair.

ADOPTION OF [HOUSE RESOLUTION 19](#)

Mascher of Johnson, Jacoby of Johnson, Lensing of Johnson and Foege of Linn called up for consideration [House Resolution 19](#), a resolution honoring the University of Iowa football team and Coach Kirk Ferentz, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

R. Olson of Polk played a recording of the winning catch by Warren Holloway when the Iowa Hawkeyes football team beat Louisiana State University in the Capital One Bowl.

The House rose and expressed its welcome.

The House stood at ease at 4:40 p.m., until the fall of the gavel.

The House resumed session at 4:59 p.m., Speaker pro tempore Carroll in the chair.

On motion by Gipp of Winneshiek, the House was recessed at 5:00 p.m., until 6:00 p.m.

EVENING SESSION

The House reconvened at 6:17 p.m., Speaker Rants in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed 100 members present, 0 absent.

CONSIDERATION OF BILLS
Ways and Means Calendar

[House File 868](#), a bill for an act relating to economic development, business, workforce, and regulatory assistance and tax credits, and to state developmental, research, and regulatory oversight, and including effective date and retroactive applicability provisions, was taken up for consideration.

Hoffman of Crawford asked and received unanimous consent to withdraw amendment [H-1548](#) filed by him from the floor.

Hoffman of Crawford offered amendment [H-1553](#) filed by him, Wise of Lee and Struyk of Pottawattamie from the floor as follows:

[H-1553](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 1, by striking lines 18 through 34.
- 3 2. Page 1, line 35, by striking the figure and
- 4 word "2. a." and inserting the following: "1."
- 5 3. Page 2, by striking lines 7 through 10 and
- 6 inserting the following:
- 7 "2. An applicant may apply to the Iowa economic
- 8 development board for a waiver of the wage
- 9 requirements in subsection 1."
- 10 4. Page 4, line 32, by striking the words
- 11 "department of economic development" and inserting the
- 12 following: "Iowa economic development board".
- 13 5. Page 13, line 6, by inserting after the word
- 14 and figure "subsection 1," the following: "if
- 15 enacted,".
- 16 6. Page 18, line 25, by inserting after the word
- 17 "chapter" the following: "for projects located inside
- 18 or outside certified cultural and entertainment
- 19 districts".
- 20 7. Page 18, line 35, by inserting after the
- 21 figure "303.3B" the following: "or for rehabilitation
- 22 projects approved pursuant to section 404A.3
- 23 regardless of the location of such rehabilitation
- 24 projects".
- 25 8. Page 20, by striking lines 20 through 22 and
- 26 inserting the following: "personnel in charge of
- 27 intellectual property management and technology at
- 28 colleges and universities in the state."
- 29 9. Page 20, lines 23 and 24, by striking the
- 30 words "at colleges and universities in the state".
- 31 10. Page 20, line 27, by inserting after the word

32 "businesses" the following: "at colleges and
33 universities in the state".
34 11. Page 29, by inserting after line 26 the
35 following:
36 "(11) Trucking and warehousing."
37 12. Page 29, line 27, by striking the word
38 "business" and inserting the following: "and service
39 businesses".
40 13. Page 31, line 35, by striking the word "
41 whether" and inserting the following: "and".
42 14. Page 32, line 23, by striking the words "the
43 community and".
44 15. Page 32, line 24, by inserting after the word
45 "agreement." the following: "If the business receives
46 a local property tax exemption, the business shall
47 also certify annually to the community the compliance
48 of the business with the requirements of the
49 agreement."
50 16. Page 45, line 21, by inserting after the

Page 2

1 words "for a" the following: "project-specific".
2 17. Page 45, line 23, by inserting after the
3 words "grant a" the following: "project-specific".
4 18. Page 46, by inserting after line 16 the
5 following:
6 "6. The department shall negotiate the amount of
7 tax incentives provided to an applicant under the
8 program in accordance with this section."
9 19. Page 46, by striking lines 25 through 27, and
10 inserting the following: "community economic
11 betterment program or wage-benefits tax credits under
12 chapter 15H."
13 20. By striking page 48, line 32, through page
14 49, line 1.
15 21. Page 51, line 8, by striking the words "and
16 made the qualifying investment".
17 22. Page 51, lines 11 and 12, by striking the
18 words "without making additional qualifying
19 investments".
20 23. Page 51, by striking lines 15 through 17.
21 24. Page 51, line 19, by striking the words "and
22 made the qualifying investments".
23 25. Page 51, by striking lines 24 through 26, and
24 inserting the following: "by the department may
25 appeal the decision to the Iowa economic development
26 board within thirty days of notice of disapproval. If
27 the board".
28 26. Page 51, line 32, by striking the words
29 "department of economic development" and inserting the
30 following: "Iowa economic development board".

31 27. Page 51, line 35, by striking the words
 32 "department of economic development" and inserting the
 33 following: "Iowa economic development board".
 34 28. Page 52, line 3, by striking the word
 35 "department" and inserting the following: "board".
 36 29. Page 52, by striking lines 19 and 20, and
 37 inserting the following: "development program or tax
 38 incentives under the high quality job creation program
 39 in chapter 15, subchapter II, part 13."
 40 30. Page 53, line 16, by striking the figure
 41 "17." and inserting the following: "18."
 42 31. Page 53, line 21, by striking the figure "9."
 43 and inserting the following: "10."
 44 32. Page 54, line 15, by striking the figure "6."
 45 and inserting the following: "7."
 46 33. Page 54, by inserting after line 19 the
 47 following:
 48 "Sec. __. CONTRACT VALIDITY – NEW JOBS AND
 49 INCOME PROGRAM – NEW CAPITAL INVESTMENT PROGRAM. Any
 50 contract entered into for a project or activity

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1 approved by the department of economic development
 2 under the new jobs and income program and the new
 3 capital investment program remains valid. The
 4 elimination of the new jobs and income program and the
 5 new capital investment program under this Act shall
 6 not constitute grounds for rescission or modification of
 7 contracts entered into with the department under the
 8 programs."
 9 34. By renumbering as necessary.

Hoffman of Crawford offered the following amendment [H-1566](#), to amendment [H-1553](#), filed by him from the floor and moved its adoption:

[H-1566](#)

1 Amend the amendment, [H-1553](#), to [House File 868](#) as
 2 follows:
 3 1. Page 2, by striking lines 9 through 12, and
 4 inserting the following:
 5 " __. Page 46, by striking lines 23 through 27,
 6 and inserting the following: "in the program under
 7 this part shall not receive any funds from the
 8 ~~community economic development account under the~~
 9 ~~community economic betterment program wage benefits~~
 10 tax credits under chapter 15H."
 11 2. Page 2, by striking lines 36 through 39 and
 12 inserting the following:

13 " ___. Page 52, by striking lines 17 through 20
14 and inserting the following: "chapter shall not
15 receive tax incentives under the high quality job
16 creation program in chapter 15, subchapter II, part
17 13."
18 3. By renumbering as necessary.

Amendment [H-1566](#) was adopted.

On motion by Hoffman of Crawford, amendment [H-1553](#), as amended, was adopted.

Jochum of Dubuque offered amendment [H-1478](#) filed by her and Winckler of Scott and requested division as follows:

[H-1478](#)

1 Amend [House File 868](#) as follows:

[H-1478A](#)

2 1. Page 2, by inserting after line 10 the
3 following:
4 "Sec. ___. NEW SECTION. 16B.1 DISCLOSURE OF
5 PROPERTY TAX REDUCTIONS AND ABATEMENTS.
6 On or before January 1, 2006, the department of
7 revenue shall prescribe a standardized disclosure form
8 for use by all property-taxing entities. The form
9 shall require the inclusion of, but not be limited to,
10 the following data:
11 1. The name of the property owner.
12 2. The address and description of the property.
13 3. The date upon which any individual property tax
14 reduction or abatement first took effect.
15 4. The date upon which any individual property tax
16 reduction or abatement is scheduled to expire.
17 5. The aggregate foregone revenue of the entity
18 for the calendar year as a result of each property tax
19 reduction or abatement, including the impact on other
20 properties as a result of tax increment financing.
21 6. Effective January 1, 2007, and each subsequent
22 year, every property-taxing entity in this state shall
23 use the standardized form to report to the department
24 of revenue all property tax reductions or abatements
25 which were in effect during the previous fiscal year.
26 7. The department of revenue shall, by January 1,
27 2008, and for each subsequent year, compile and
28 publish all data from the disclosure forms in both
29 written and electronic form."
30 2. Page 5, by striking lines 7 through 22 and

31 inserting the following: "delineates development
32 assistance. Development assistance includes any form
33 of public assistance, including tax expenditures, made
34 for the purpose of stimulating the economic
35 development of a given corporation, industry,
36 geographic jurisdiction, or other subset of the
37 state's economy, including but not limited to
38 assistance in the form of industrial development
39 bonds, loans, loan guarantees, revolving loan funds,
40 bond bank programs, enterprise zone incentives and
41 assistance, tax increment financing, property tax
42 exemptions or abatements, tax credits and tax
43 discounts of every kind, including corporate income
44 tax, personal income tax, excise tax, insurance
45 premium tax, sales and use tax, job creation credits,
46 exemptions, and deductions, industrial investment
47 credits, exemptions, and deductions, and research and
48 development tax credits, exemptions, and deductions.
49 The department shall provide in the report the
50 following information for development assistance

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1 projects funded during the previous fiscal year:
2 a. The name, street, mailing address, and
3 telephone number of the chief officer of the recipient
4 entity at the specific project site for which the
5 development assistance was approved.
6 b. The kind of state development assistance and
7 value of assistance that was approved.
8 c. The kind and value, if any, of local government
9 development assistance expended and promised as of the
10 time of reporting.
11 d. The kind and amount of private moneys expended,
12 if any.
13 e. The number of new jobs the recipient stated in
14 its application would be created through the
15 development assistance, broken down by full-time,
16 part-time, and temporary employment.
17 f. The number of new jobs the recipient created as
18 of the time of reporting, broken down by full-time,
19 part-time, and temporary employment.
20 g. The hourly wage paid as of the reporting year
21 to employees filling the new jobs at the project site
22 and specified by the following wage groupings:
23 (1) At least six dollars and fifty cents an hour,
24 but less than eleven dollars an hour.
25 (2) At least eleven dollars an hour, but less than
26 sixteen dollars an hour.
27 (3) At least sixteen dollars an hour, but less
28 than twenty-one dollars an hour.
29 (4) At least twenty-one dollars an hour, but less

30 than twenty-six dollars an hour.
31 (5) At least twenty-six dollars an hour, but less
32 than thirty-one dollars an hour.
33 (6) At least thirty-one dollars an hour, but less
34 than forty dollars an hour.
35 (7) At least forty dollars an hour, but less than
36 fifty dollars an hour.
37 (8) At least fifty dollars an hour.
38 h. The nature of employer-paid health care
39 coverage provided within ninety days of hiring to the
40 employees filling the new jobs, including any costs
41 incurred by new employees.
42 i. A statement describing how the recipient's use
43 of the development assistance during the reporting
44 year reduced employment at another site controlled by
45 the recipient or any corporate parent of the
46 recipient, including but not limited to events such as
47 automation, consolidation, merger, acquisition,
48 product line movement, business activity movement, or
49 restructuring by either the recipient or any corporate
50 parent of the recipient."

Page 3

[H-1478B](#)

1 3. Page 29, by inserting after line 8 the
2 following:
3 "d. Provide and pay at least eighty percent of the
4 cost of a standard medical and dental insurance plan
5 for all full-time employees working at the facility in
6 which the qualifying investment occurred."
7 4. Page 29, by striking lines 29 through 32.

[H-1478C](#)

8 5. Page 48, line 6, by inserting after the word
9 "development" the following: "or twenty-eight
10 thousand five hundred dollars, whichever is greater".

[H-1478A](#)

11 6. Page 52, by inserting after line 20 the
12 following:
13 "Sec. __. **NEW SECTION. 16B.2 DISCLOSURE OF**
14 **STATE TAX EXPENDITURES.**
15 1. Effective July 1, 2006, and each succeeding
16 year, the department of revenue shall provide a
17 detailed tax expenditure budget disclosure report to
18 the general assembly, derived from state income tax
19 filings or other relevant state filings for the
20 previous calendar year. The disclosure report shall

21 include, but not be limited to, the following data:
22 a. The dollar amount of tax expenditures made by
23 the state, in the form of uncollected revenues, for
24 each individual tax credit provided by the state,
25 including credits for wages of certain qualified
26 employees, enterprise zone incentives or assistance,
27 tax increment financing, grants, matching funds, tax
28 abatements, and tax credits and tax discounts of every
29 kind, including corporate income, personal income,
30 excise, insurance premium, sales and use, job
31 creation, industrial investment, and research and
32 development tax credits and deductions.
33 b. For each of the tax expenditures in paragraph
34 "a", except as specified in paragraph "c", an
35 itemization of the name of each individual corporate
36 taxpayer which claimed the credit of any value equal
37 to or greater than five thousand dollars, and the
38 specific dollar amount credited to the corporation's
39 tax liability under that credit for that year.
40 c. Credits claimed by individual corporations of
41 less than five thousand dollars shall not be itemized
42 as required in paragraph "b". Instead, in reporting
43 credits for each tax expenditure, the department of
44 revenue shall aggregate all claims of less than five
45 thousand dollars and report them as a single
46 nonspecified group, with the number of claimants
47 stated.
48 2. All data produced by the department of revenue
49 and received by the general assembly in compliance
50 with this chapter shall be a public record subject to

Page 4

[H-1478A](#)

1 examination and copying under chapter 22,
2 notwithstanding sections 422.20, 422.72, and 423.42,
3 or any other provision of state law to the contrary
4 pertaining to confidentiality of information."
5 7. By renumbering as necessary.

Jochum of Dubuque moved the adoption of amendment [H-1478A](#).

Amendment [H-1478A](#) lost.

Hoffman of Crawford offered amendment [H-1547](#) filed by him
from the floor as follows:

[H-1547](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 2, by inserting after line 10 the
- 3 following:
- 4 "3. In awarding moneys appropriated from the grow
- 5 Iowa values fund, the department shall give special
- 6 consideration to projects that include significant
- 7 physical infrastructure components designed to
- 8 increase property tax revenues to local governments."

Amendment [H-1547](#) was adopted.

Ford of Polk offered the following amendment [H-1472](#) filed by him and moved its adoption:

[H-1472](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 5, line 4, by striking the word
- 3 "subsection" and inserting the following:
- 4 "subsections".
- 5 2. Page 5, by inserting after line 22 the
- 6 following:
- 7 "NEW SUBSECTION. 10. By January 15 of each year,
- 8 submit a report to the general assembly and the
- 9 governor identifying the number of minority-owned
- 10 businesses that received financial assistance from
- 11 moneys appropriated from the grow Iowa values fund
- 12 during the previous calendar year. The report shall
- 13 provide an analysis as to the reasons why more
- 14 minority-owned businesses have not applied for
- 15 assistance and include recommendations regarding how
- 16 to encourage the creation of more minority-owned
- 17 businesses."

Amendment [H-1472](#) was adopted.

Ford of Polk offered the following amendment [H-1526](#) filed by him and moved its adoption:

[H-1526](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 5, line 4, by striking the word
- 3 "subsection" and inserting the following:
- 4 "subsections".
- 5 2. Page 5, by inserting after line 22 the
- 6 following:

7 "NEW SUBSECTION. 10. By January 15 of each year,
 8 submit a report to the general assembly and the
 9 governor identifying the number of woman-owned
 10 businesses that received financial assistance from
 11 moneys appropriated from the grow Iowa values fund
 12 during the previous calendar year. The report shall
 13 provide an analysis as to the reasons why more woman-
 14 owned businesses have not applied for assistance and
 15 include recommendations regarding how to encourage the
 16 creation of more woman-owned businesses."

Amendment [H-1526](#) was adopted.

Kurtenbach of Story offered the following amendment [H-1561](#) filed by him from the floor and moved its adoption:

[H-1561](#)

1 Amend [House File 868](#) as follows:
 2 1. Page 13, line 12, by inserting after the words
 3 "be a" the following: "profit or".

Amendment [H-1561](#) lost.

Schueller of Jackson offered the following amendment [H-1475](#) filed by Schueller, et al., and moved its adoption:

[H-1475](#)

1 Amend [House File 868](#) as follows:
 2 1. Page 18, line 7, by inserting after the word
 3 "transferred." the following: "Any tax credit
 4 certificate issued by the state historic preservation
 5 office to a taxpayer prior to July 1, 2005, but not
 6 transferred to another person or entity, may be
 7 reissued with an earlier maturity date if additional
 8 tax credits become available."
 9 2. Page 18, line 25, by striking the word "two"
 10 and inserting the following: "two twenty".
 11 3. By striking page 18, line 26, through page 19,
 12 line 9, and inserting the following: "million ~~four~~
 13 ~~hundred thousand~~ dollars. ~~For the fiscal years~~
 14 ~~beginning July 1, 2005, and July 1, 2006, an~~
 15 ~~additional five hundred thousand dollars of tax~~
 16 ~~credits may be approved each fiscal year for purposes~~
 17 ~~of projects located in cultural and entertainment~~
 18 ~~districts certified pursuant to section 303.3B. Any~~
 19 ~~of the additional tax credits allocated for projects~~
 20 ~~located in certified cultural and entertainment~~

21 ~~districts that are not approved during a fiscal year~~
 22 ~~may be carried over to the succeeding fiscal year.~~
 23 For each fiscal year, at least ten percent of the
 24 maximum amount of credits that may be approved shall
 25 be dedicated for awards to projects with qualified
 26 rehabilitation costs equal to five hundred thousand
 27 dollars or less. For each fiscal year, at least
 28 twenty-five percent of the maximum amount of credits
 29 that may be approved shall be dedicated for awards to
 30 projects located in a cultural and entertainment
 31 district certified pursuant to section 303.3B. Any of
 32 the additional tax credits allocated for projects
 33 located in certified cultural and entertainment
 34 districts that are not approved during a fiscal year
 35 may be carried over to the succeeding fiscal year.
 36 Notwithstanding section 404A.1, the tax credits
 37 approved for projects located in certified cultural
 38 and entertainment districts may be for projects which
 39 include new construction or new infrastructure
 40 projects that enhance the historic and cultural
 41 integrity of the certified cultural and entertainment
 42 district. The department of".

Roll call was requested by Murphy of Dubuque and T. Taylor of Linn.

Rule 75 was invoked.

On the question "Shall amendment [H-1475](#) be adopted?" ([H.F. 868](#))

The ayes were, 49:

Bell	Berry	Bukta	Cohon
Davitt	Fallon	Foege	Ford
Frevert	Gaskill	Heddens	Hogg
Hunter	Huser	Jacoby	Jochum
Kressig	Kuhn	Lensing	Lykam
Maddox	Mascher	McCarthy	Mertz
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	Whitead	Winckler	Wise
Zirkelbach			

The nays were, 51:

Alons	Anderson	Arnold	Baudler
Boal	Carroll	Chambers	Dandekar

De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Freeman	Gipp
Granzow	Greiner	Heaton	Hoffman
Horbach	Huseman	Hutter	Jacobs
Jenkins	Jones	Kaufmann	Kurtenbach
Lalk	Lukan	May	Olson, S.
Paulsen	Raecker	Rasmussen	Rayhons
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wilderdyke	Mr. Speaker	
		Rants	

Absent or not voting, none.

Amendment [H-1475](#) lost.

Thomas of Clayton offered the following amendment [H-1538](#) filed by him and Hoffman of Crawford and moved its adoption:

[H-1538](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 18, by striking lines 26 through 30, and
- 3 inserting the following: "million four hundred
- 4 thousand dollars. For the fiscal ~~years~~".

Amendment [H-1538](#) was adopted.

Jenkins of Black Hawk offered the following amendment [H-1563](#) filed by him from the floor and moved its adoption:

[H-1563](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 21, by inserting after line 8 the
- 3 following:
- 4 "Sec. __. NEW SECTION. 15.115A TECHNOLOGY
- 5 COMMERCIALIZATION COMMITTEE.
- 6 To evaluate and approve funding for projects and
- 7 programs under section 15G.111, subsection 2, if
- 8 enacted, the economic development board shall create a
- 9 technology commercialization committee composed of
- 10 members with expertise in the areas of biosciences,
- 11 engineering, manufacturing, pharmaceuticals,
- 12 materials, information solutions, software, and
- 13 energy. An organization designated by the department,
- 14 composed of members from both the public and private
- 15 sectors and composed of subunits or subcommittees in

16 the areas of already identified bioscience platforms,
 17 education and workforce development,
 18 commercialization, communication, policy and
 19 governance, and finance, shall provide funding
 20 recommendations to the technology commercialization
 21 committee."
 22 2. By renumbering as necessary.

Amendment [H-1563](#) was adopted.

Jochum of Dubuque moved the adoption of amendment [H-1478B](#).

Roll call was requested by Jochum of Dubuque and Shoultz of Black Hawk.

On the question "Shall amendment [H-1478B](#) be adopted?" ([H.F. 868](#))

The ayes were, 41:

Bell	Berry	Bukta	Cohoon
Davitt	Fallon	Foege	Ford
Frevert	Gaskill	Heddens	Hogg
Hunter	Jacoby	Jochum	Kressig
Kuhn	Lensing	Lykam	Mascher
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Petersen	Pettengill
Reichert	Schueller	Shomshor	Shoultz
Smith	Taylor, D.	Taylor, T.	Wendt
Wessel-Kroeschell	Whitaker	Whitead	Winckler
Zirkelbach			

The nays were, 59:

Alons	Anderson	Arnold	Baudler
Boal	Carroll	Chambers	Dandekar
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Freeman	Gipp
Granzow	Greiner	Heaton	Hoffman
Horbach	Huseman	Huser	Hutter
Jacobs	Jenkins	Jones	Kaufmann
Kurtenbach	Lalk	Lukan	Maddox
May	McCarthy	Olson, S.	Paulsen
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Roberts	Sands	Schickel
Soderberg	Struyk	Swaim	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.	Watts
Wildurdyke	Wise	Mr. Speaker	
		Rants	

Absent or not voting, none.

Amendment [H-1478B](#) lost.

Horbach of Tama in the chair at 8:37 p.m.

Speaker Rants in the chair at 8:45 p.m.

Jochum of Dubuque moved the adoption of amendment [H-1478C](#).

Roll call was requested by Jochum of Dubuque and Hunter of Polk.

On the question "Shall amendment [H-1478C](#) be adopted?" ([H.F. 868](#))

The ayes were, 35:

Berry	Bukta	Davitt	Fallon
Foege	Ford	Frevert	Gaskill
Heddens	Hogg	Hunter	Jacoby
Jochum	Kressig	Kuhn	Lensing
Lykam	Mascher	Miller	Murphy
Oldson	Olson, D.	Olson, R.	Pettengill
Reichert	Schueller	Shomshor	Shoultz
Smith	Taylor, D.	Taylor, T.	Wendt
Wessel-Kroeschell	Whitead	Winckler	

The nays were, 65:

Alons	Anderson	Arnold	Baudler
Bell	Boal	Carroll	Chambers
Cohoon	Dandekar	De Boef	Dix
Dolecheck	Drake	Eichhorn	Elgin
Freeman	Gipp	Granzow	Greiner
Heaton	Hoffman	Horbach	Huseman
Huser	Hutter	Jacobs	Jenkins
Jones	Kaufmann	Kurtenbach	Lalk
Lukan	Maddox	May	McCarthy
Mertz	Olson, S.	Paulsen	Petersen
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Roberts	Sands	Schickel
Soderberg	Struyk	Swaim	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.	Watts
Whitaker	Wilderdyke	Wise	Zirkelbach
Mr. Speaker			
Rants			

Absent or not voting, none.

Amendment [H-1478C](#) lost.

Hoffman of Crawford offered the following amendment [H-1567](#) filed by him from the floor and moved its adoption:

[H-1567](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 51, lines 5 and 6, by striking the words
- 3 "a pro rata" and inserting the following: "an
- 4 earliest date applied".

Amendment [H-1567](#) was adopted.

Miller of Webster offered the following amendment [H-1442](#) filed by her and Reichert of Muscatine and moved its adoption:

[H-1442](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 52, by inserting after line 20 the
- 3 following:
- 4 "Sec. __. Section 422.7, Code 2005, is amended by
- 5 adding the following new subsection:
- 6 NEW SUBSECTION. 44. Subtract, to the extent not
- 7 otherwise excluded, the first twenty-five thousand
- 8 dollars of the gain from the sale of a unique work of
- 9 art, provided the artist, as defined by the department
- 10 of cultural affairs, lives and works in a cultural and
- 11 entertainment district certified pursuant to section
- 12 303.3B."
- 13 2. Page 54, by striking line 20 and inserting the
- 14 following:
- 15 "Sec. __. EFFECTIVE AND APPLICABILITY DATES.
- 16 1. The provisions".
- 17 3. Page 54, by inserting after line 26 the
- 18 following:
- 19 "2. The provision of this division of this Act
- 20 amending section 422.7 and allowing an exclusion from
- 21 income regarding a unique work of art applies
- 22 retroactively to January 1, 2005, for tax years
- 23 beginning on or after that date."
- 24 4. Title page, line 2, by inserting after the
- 25 word "credits" the following: "and exclusions".
- 26 5. By renumbering as necessary.

Amendment [H-1442](#) lost.

Zirkelbach of Jones asked and received unanimous consent to withdraw amendment [H-1534](#) filed by him on April 26, 2005.

Hunter of Polk asked and received unanimous consent to withdraw amendment [H-1451](#) filed by him, et al., on April 20, 2005.

Mascher of Johnson asked and received unanimous consent to withdraw amendment [H-1480](#) filed by her on April 25, 2005.

Reichert of Muscatine asked and received unanimous consent to withdraw amendment [H-1486](#) filed by Reichert, et al., on April 26, 2005.

Frevert of Palo Alto asked and received unanimous consent to withdraw amendment [H-1508](#) filed by her on April 26, 2005.

Raecker of Polk offered the following amendment [H-1573](#) filed by him from the floor and moved its adoption:

[H-1573](#)

- 1 Amend [House File 868](#) as follows:
- 2 1. Page 58, by inserting after line 22 the
- 3 following:
- 4 "Sec. ___. LEGISLATIVE INTENT. It is the intent
- 5 of the general assembly that the entire two million
- 6 dollars worth of tax credits allowed under section
- 7 15E.305, subsection 2, shall be issued."
- 8 2. By renumbering as necessary.

Amendment [H-1573](#) was adopted.

Hoffman of Crawford 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. 868](#))

The ayes were, 92:

Alons	Anderson	Arnold	Bell
Berry	Boal	Bukta	Carroll
Chambers	Cphoon	Dandekar	Davitt
Dix	Dolecheck	Drake	Elgin
Foege	Ford	Freeman	Frevert

Gaskill	Gipp	Granzow	Greiner
Heaton	Heddens	Hoffman	Hogg
Horbach	Hunter	Huseman	Huser
Hutter	Jacobs	Jacoby	Jenkins
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	Schickel	Schueller
Shomshor	Smith	Soderberg	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wendt
Wessel-Kroeschell	Whitaker	Whitead	Wilderdyke
Winckler	Wise	Zirkelbach	Mr. Speaker
			Rants

The nays were, 8:

Baudler	De Boef	Eichhorn	Fallon
Jochum	Sands	Shultz	Van Engelenhoven

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 794 and 850 WITHDRAWN

Hoffman of Crawford asked and received unanimous consent to withdraw House Files 794 and 850 from further consideration by the House.

IMMEDIATE MESSAGE

Gipp of Winneshiek asked and received unanimous consent that [House File 868](#) be immediately messaged to the Senate.

INTRODUCTION OF BILL

[House File 881](#), by committee on appropriations, a bill for an act relating to the compensation and benefits for public officials and employees and members of the general assembly, providing for

related matters, making appropriations, and including effective and retroactive applicability date provisions.

Read first time and placed on the **appropriations calendar**.

[SENATE FILE 413](#) REREFERRED

The Speaker announced that [Senate File 413](#), previously referred to committee on **ways and means** was **passed on file**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 27th day of April, 2005: House Files 253, 313, 398, 423, 532, 645, 700, 737, 745, 746, 754, 777, 781, 789 and 839.

MARGARET A. THOMSON
Chief Clerk of the House

Report adopted.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 27, 2005, he approved and transmitted to the Secretary of State the following bills:

[House File 276](#), an Act requiring that meetings relating to postsecondary school registration held by the Iowa Coordinating Council for post-high school education be open to the public.

[House File 585](#), an Act relating to assisted living programs, providing for a fee, providing penalties, and providing an effective date.

[House File 587](#), an Act relating to adult day services regulation, providing penalties, and providing an effective date.

[House File 710](#), an Act relating to the regulation of elder group homes and providing penalties.

[House File 717](#), an Act prohibiting the unauthorized sale, ownership, possession, or use of traffic signal preemption devices and providing a penalty.

[House File 757](#), an Act relating to the disposition of abandoned vehicles.

[House File 771](#), an Act relating to the timing of a mental competency hearing for a person accused of a criminal offense.

[Senate File 340](#), 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, and providing an effective date.

[Senate File 352](#), an Act relating to confidentiality and liability provisions involving the child advocacy board and the programs associated with the board and making a penalty applicable.

[Senate File 363](#), an Act providing for the regulation of persons engaged in soliciting business opportunities, including franchises.

[Senate File 365](#), an Act relating to the application deadline for certification of enterprise zones.

[Senate File 370](#), an Act relating to the duration of a no-contact order in a criminal case.

GOVERNOR'S ITEM VETO MESSAGE

April 19, 2005

Christopher Rants
Speaker of the House
State Capitol Building
L O C A L

Dear Speaker Rants:

I hereby transmit [House File 826](#), an Act relating to the speed limit for vehicular traffic on highways, the fines for violations, and court costs for simple misdemeanor offenses and providing a fee and making appropriations.

I approve, in part, [House File 826](#) to increase the speed limit to 70 miles per hour on Iowa's interstate highways and to increase fines for violations and court costs. However, I remain concerned about the impacts of higher speeds on our roads; so I am taking the additional step today to direct the Department of Public Safety to strictly enforce the 70 miles per hour limit once it becomes effective. Current Department of Transportation data indicated a vast majority of interstate drivers travel at 69.8 miles per hour on average. Through my action today, the speed limit will increase, but actual speeds on Iowa's highways will not. I expect Iowa drivers to respect the law and the posted speed limit.

The higher speed limit will become effective on July 1, 2005. In the meantime, I direct the Department of Transportation to work in cooperation with the Department of Public Safety to conduct a study of the interstate system to determine areas that 70 miles per hour may not be safe. Under this law, the Department of Transportation is authorized to establish a lower speed limit if warranted. Based on the study's findings,

a determination will be made on the appropriate speed limit for individual areas of Iowa's interstate system.

[House File 826](#) is approved on this date with the following exceptions, which I hereby disapprove:

I am unable to approve the items designated as Section 7 and Section 9 in their entirety. These sections deal with the allocation of funds to the Department of Public Safety for vehicles utilized by the Iowa State Patrol from fines attributable to speeding fines. Although I agree with the need to increase funding for the Iowa State Patrol vehicle fleet, I do not believe the proper way is to directly tie the increase in speeding fines with the allocation for vehicles. This could leave the impression by some of tickets being written solely for improving the Iowa State Patrol fleet as opposed to the need for safety on our roads. I would encourage the Legislature to appropriate through the normal process for the Department of Public Safety and fund directly from the general fund additional resources for the Iowa State Patrol vehicle fleet.

For the above reasons, I respectfully disapprove these items in accordance with Article 3, Section 16, of the Constitution of the State of Iowa. All other items in [House File 826](#) are hereby approved as of this date.

Sincerely,
Thomas J. Vilsack
Governor

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Six government students from North Tama High School, Tama, Iowa, accompanied by Stacey Stull. By Horbach of Tama.

COMMUNICATION RECEIVED

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

DEPARTMENT OF NATURAL RESOURCES Energy and Waste Management Bureau

Report on toxic cleanup days regional collection centers, pursuant to Chapter 455F.8A, 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\1357 Florian and Eileen Winter, Waucoma – For celebrating their 50th wedding anniversary
- 2005\1358 Melvin and Eileen Molokken, West Union – For celebrating their 50th wedding anniversary.
- 2005\1359 Elsie Gruber, Tripoli – For celebrating her 85th birthday.
- 2005\1360 Wayne Gonnerman, Sumner – For receiving the 2004 Lifetime Achievement Award for the Sun Rivers District of the Winnebago Council of Boy Scouts of America.
- 2005\1361 Mabel Murphy, Dundee – For celebrating her 98th birthday.
- 2005\1362 Joe and Mary Pedretti, Elkader – For celebrating their 50th wedding anniversary.
- 2005\1363 Joseph and Anna Mae Rothmeyer, Monona – For celebrating their 50th wedding anniversary.
- 2005\1364 Gerald and Betty Andregg, Garnavillo – For celebrating their 50th wedding anniversary.
- 2005\1365 Tim Riedl, Dubuque – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America
- 2005\1366 Babe Reinke, Hartley – For celebrating her 90th birthday.
- 2005\1367 Ruth Ohlmann, Ida Grove – For celebrating her 80th birthday.
- 2005\1368 Chris Hartgenbush, Ida Grove – For celebrating her 93rd birthday.
- 2005\1369 Donald Picken, Oskaloosa – For celebrating his 85th birthday.
- 2005\1370 George and Ilene Strable, Montezuma – For celebrating their 58th wedding anniversary.
- 2005\1371 William and Agnes Ridley, Oskaloosa – For celebrating their 65th wedding anniversary.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

MARGARET A. THOMSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly [House Study Bill 297](#)), relating to the compensation and benefits for public officials and employees and members of the general assembly, providing for related matters, making appropriations, and including an effective date provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass** April 27, 2005.

RESOLUTIONS FILED

[HR 52](#), by Paulsen and Swaim, a resolution recognizing May 1, 2005, as Law Day.

Laid over under **Rule 25**.

[HR 53](#), by Bukta, a resolution honoring the city of Clinton on its sesquicentennial.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1540	S.F. 200	Greiner of Washington
H-1541	H.F. 857	Senate Amendment
H-1542	H.F. 540	Senate Amendment
H-1544	H.F. 809	Senate Amendment
H-1546	S.F. 390	Frevert of Palo Alto
H-1549	H.F. 877	Greiner of Washington
H-1550	H.F. 809	Hoffman of Crawford
H-1551	H.F. 809	Miller of Webster
H-1552	H.F. 809	Fallon of Polk
H-1554	H.F. 809	Hoffman of Crawford

<u>H-1555</u>	<u>H.F.</u>	<u>877</u>	Greiner of Washington
<u>H-1556</u>	<u>H.F.</u>	<u>809</u>	Miller of Webster
<u>H-1557</u>	<u>H.F.</u>	<u>876</u>	Carroll of Poweshiek
			Smith of Marshall
			Foege of Linn
			Heaton of Henry
			Upmeyer of Hancock
<u>H-1558</u>	<u>S.C.R.</u>	<u>9</u>	Ford of Polk
<u>H-1559</u>	<u>S.C.R.</u>	<u>9</u>	Ford of Polk
<u>H-1560</u>	<u>S.C.R.</u>	<u>9</u>	Ford of Polk
<u>H-1562</u>	<u>H.F.</u>	<u>809</u>	Fallon of Polk
<u>H-1564</u>	<u>H.F.</u>	<u>809</u>	Jenkins of Black Hawk
<u>H-1565</u>	<u>H.F.</u>	<u>809</u>	Hoffman of Crawford
<u>H-1568</u>	<u>H.F.</u>	<u>809</u>	Miller of Webster
<u>H-1569</u>	<u>H.F.</u>	<u>873</u>	Raecker of Polk
			Wendt of Woodbury
			Winckler of Scott
			Dolecheck of Ringgold
<u>H-1570</u>	<u>H.F.</u>	<u>809</u>	Fallon of Polk
<u>H-1571</u>	<u>H.F.</u>	<u>880</u>	Huser of Polk
			Kurtenbach of Story
			Jacobs of Polk
			Wessel-Kroeschell of Story
<u>H-1572</u>	<u>H.F.</u>	<u>809</u>	Jochum of Dubuque
<u>H-1574</u>	<u>H.F.</u>	<u>809</u>	Thomas of Clayton
			Wise of Lee
			D. Olson of Boone
			Miller of Webster
			Zirkelbach of Jones
<u>H-1575</u>	<u>S.F.</u>	<u>413</u>	J.K. Van Fossen of Scott
			Shomshor of Pottawattamie

On motion by Gipp of Winneshiek the House adjourned at 10:23 p.m., until 8:45 a.m., Thursday, April 28, 2005.