

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, JANUARY 18, 2006

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(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Tenth Calendar Day - Seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 18, 2006

The House met pursuant to adjournment at 8:48 a.m., Speaker Rants in the chair.

Prayer was offered by Chaplin Tom Lovig, Chaplin of Marketplace Ministries. He was the guest of Representative Libby Jacobs of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Tuesday, January 17, 2006 was approved.

INTRODUCTION OF BILLS

[House File 2071](#), by Swaim, a bill for an act relating to access to certain burial sites located on private property.

Read first time and referred to committee on **local government**.

[House File 2072](#), by Alons, Lalk, Chambers, Soderberg, Kaufmann, Drake, De Boef, Dolecheck, Upmeyer, Watts, Tjepkes, Huseman, Hutter, Jones, Baudler, Wilderdyke, Greiner, Rayhons, J.K. Van Fossen, Struyk, S. Olson, Sands, Huser, J.R. Van Fossen, Paulsen, Kurtenbach, Horbach, Jacobs, Granzow, Eichhorn, May, Anderson, Roberts, Boal, Tymeson, Carroll, Heaton, Kuhn, Mertz, Whitaker, Frevert, Dix, Rasmussen, Swaim, Davitt, Hogg, Shomshor, Schueller, Elgin, Jenkins, Miller, Hoffman and Lukan, a bill for an act relating to financial transactions associated with agricultural production, by providing for a tax credit to facilitate the transfer of assets, and including an effective and applicability date.

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

[House File 2073](#), by Huser and Bukta, a bill for an act providing that the state elevator code supersedes conflicting provisions of building codes.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 2074](#), by Wilderdyke, a bill for an act relating to the number and geographical distribution of charter schools approved by the state board of education.

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

[House File 2075](#), by Thomas, a bill for an act concerning limitations on business interests for spouses of persons engaged in the business of manufacturing, bottling, or wholesaling alcohol.

Read first time and referred to committee on **state government**.

[House File 2076](#), by Wendt, a bill for an act making an appropriation for purposes of the student achievement and teacher quality program, providing for allocations of the funds appropriated, and providing effective and retroactive applicability dates.

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

[House File 2077](#), by Huser, Lukan, Horbach, Reichert, Cohoon, Quirk, Mertz, Struyk, Kaufmann and Thomas, a bill for an act relating to the exclusion of stipends or remuneration paid to volunteer fire fighters from the state individual income tax and including a retroactive applicability date provision.

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

[House File 2078](#), by Thomas, a bill for an act relating to enterprise zone certification requirements for certain cities and counties.

Read first time and referred to committee on **economic growth**.

House File 2079, by Huser and Bukta, a bill for an act relating to energy conservation standards included in the state building code for new single-family or two-family residential construction.

Read first time and referred to committee on **commerce, regulation and labor**.

House File 2080, by committee on appropriations, a bill for an act revising and making appropriations involving veterans programs for the fiscal year beginning July 1, 2005, and providing an effective date.

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Freeman of Buena Vista until her return; Maddox of Polk until his arrival, on request of Gipp of Winneshiek.

SPECIAL PRESENTATION

Jenkins of Black Hawk introduced to the House, Nur Mohamed of the Meridian International Center, U.S. Department of State International Visitor Leadership Program, from Malaysia whom addressed the House briefly regarding his stay in Iowa.

The House rose and expressed its welcome.

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 515](#)), revising and making appropriations involving veterans programs for the fiscal year beginning July 1, 2005, and providing an effective date.

Fiscal Note is not required.

Recommendation **Amend and Do Pass** January 17, 2006.

Gipp of Winneshiek asked and received unanimous consent for the immediate consideration of [House File 2080](#).

CONSIDERATION OF BILL
Appropriations Calendar

[House File 2080](#), a bill for an act revising and making appropriations involving veterans programs for the fiscal year beginning July 1, 2005, and providing an effective date, was taken up for consideration.

Chambers of O'Brien 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. 2080](#))

The ayes were, 95:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Foege	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
Mascher	May	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	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	Mr. Speaker	
		Rants	

The nays were, none.

Absent or not voting, 5:

Ford	Freeman	Maddox	Olson, R.
Zirkelbach			

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

IMMEDIATE MESSAGE

Gipp of Winneshiek asked and received unanimous consent that [House File 2080](#) be immediately messaged to the Senate.

ASSIGNMENT OF SEATS IN PRESS GALLERIES

The following named persons are accredited members of the press, TV and radio stations and are entitled to access to the press galleries:

Associated Press	Mike Glover, Dave Pitt, Amy Lurentzen
Cedar Rapids Gazette.....	Rod Boshart, James Lynch
The Des Moines Register.....	Tim Higgins, Jonathan Roos, Kathie Obradovich, Perry Beeman, Tony Leys, Lee Rood, Bill Petroski, Thomas Beaumont
The HawkEye.....	Aimee Tabor, John Gaines
IFPC Radio Network	Rachel Cunningham
Iowa City Press-Citizen	Gregg Hennigan, Jason Cook, Matt Hoist, Mike McWilliams, Brian Morelli
Iowa Legislative News.....	Thomas Hent, Jack Hunt, John Kuer, Kathi Marts Foster, Barbara Hunt
Iowa State Daily	Fred Love, Jared Taylor, Jeff Lewis, Joe Crimmings, Alison Sickelka
KCCI-TV.....	Eric Hanson, Michelle Parker, Geoff Greenwood, Emily Givens, ToddMagel

KIMT News Channel Three	Justin Foss, Erin Leach, Anthony Welsh, Ayrie Manthey, Brandon Bankston, Megan Strader
KMEG-TV.....	Jackie Shutack, Joel Rische
KTIV-TV	Matt Breen, Nate Burdine
KTVOTV3.....	Ben Lawson, Danielle Wagner, Carlos Correa, Andrew Grove
KUNI Public Radio.....	Jeneane Beck
Lee Newspapers.....	Todd Dorman, Charlotte Eby, Dan Gealino
Radio Iowa.....	O. Kay Henderson, Dan Danielson
Telegraph Herald.....	Mary Rae Bragg
WHO Radio	Richard Lee, Dan Welk, Pat Curtis
WOI Radio.....	Joyce Russell
WOI TV Channel 5 News.....	Jay Villwock, Bobbi Bergman, Sunni Layne, Wes Dorsch, Don Schmith

HOUSE FILE 330 REREFERRED

The Speaker announced that [House File 330](#), previously referred to committee on **transportation** was rereferred to committee on **state government**.

HOUSE FILE 2058 REREFERRED

The Speaker announced that [House File 2058](#), previously referred to committee on **state government** was rereferred to committee on **judiciary**.

HOUSE FILE 2075 REREFERRED

The Speaker announced that [House File 2075](#), previously referred to committee on **state government** was rereferred to committee on **commerce, regulation and labor**.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Wednesday, January 18, 2006. Had I been present, I would have voted "aye" on [House File 2080](#).

FORD of Polk

I was necessarily absent from the House chamber on Wednesday, January 18, 2006. Had I been present, I would have voted "aye" on [House File 2080](#).

R. OLSON of Polk

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF ELDER AFFAIRS
Office of the State Long-Term Care Ombudsman

2005 annual report, pursuant to Chapter 8.5(2)e, Code of Iowa.

2005 senior living coordinating unit annual report, pursuant to Chapter 231.58, 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

- | | |
|----------|---|
| 2006\175 | Ray and Ruth Frohwein, State Center – For celebrating their 62 nd wedding anniversary. |
| 2006\176 | Lee and Lauren Bausman, Ackley – For celebrating their 60 th wedding anniversary. |
| 2006\177 | Mildred Zeisneiss, State Center – For celebrating her 94 th birthday. |
| 2006\178 | Paul and Colleen Welch, St. Anthony – For celebrating their 60 th wedding anniversary. |
| 2006\179 | Alvena Gildemeister, Hubbard – For celebrating her 101 st birthday. |
| 2006\180 | LeRoy (Bud) and Betty Dill, Adair – For celebrating their 55 th wedding anniversary. |
| 2006\181 | Dorothy Foresman, Guthrie Center – For celebrating her 90 th birthday. |
| 2006\182 | Helen Richey, Bagley – For celebrating her 80 th birthday. |
| 2006\183 | Bob Branson, Panora – For celebrating his 80 th birthday. |
| 2006\184 | Verla Amdahl, West Union – For celebrating her 80 th birthday. |
| 2006\185 | Mildred Lohr, West Union – For celebrating her 90 th birthday. |
| 2006\186 | Hattie Cibula, Toledo – For celebrating her 98 th birthday. |

- 2006\187 Geneva Kucera, Tama – For celebrating her 90th birthday.
- 2006\188 Opal Jacobson, Greenfield – For celebrating her 90th birthday.
- 2006\189 Rhoda Dankel, Hubbard – For celebrating her 95th birthday.
- 2006\190 Josephine Johnson, Iowa Falls – For celebrating her 90th birthday.
- 2006\191 Marlyn and Wilma Peters, Eldora – For celebrating their 50th wedding anniversary.
- 2006\192 Robert and Lorraine Eldridge, Maynard – For celebrating their 50th wedding anniversary.
- 2006\193 Evelyn Leonard, Holstein – For celebrating her 85th birthday.
- 2006\194 George and Johanna Braaksma, Sibley – For celebrating their 60th wedding anniversary.
- 2006\195 Marilyn Dowdey, Hawarden – For celebrating her 80th birthday.
- 2006\196 Alberta Faulkner, Akron – For celebrating her 80th birthday.
- 2006\197 Wayne and Esther Hamilton, Merrill – For celebrating their 60th wedding anniversary.
- 2006\198 Jim and Pat Woods, Le Mars – For celebrating their 50th wedding anniversary.
- 2006\199 Martin and Marie Schreiner, Maurice – For celebrating their 50th wedding anniversary.
- 2006\200 Evon and Ann Puetz, Le Mars – For celebrating their 50th wedding anniversary.
- 2006\201 Eugene and Leola Te Grotenhuis, Orange City – For celebrating their 60th wedding anniversary.
- 2006\202 Luke Weyer, Hawarden – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2006\203 Blaine Eilts, Hawarden – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2006\204 Derek Nolan, Hawarden – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2006\205 Patrick White, Hawarden – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2006\206 Robert (Bob) and Barbara Queck, Orient – For celebrating their 50th wedding anniversary.

- 2006\207 Violetta Moser, Guttenburg – For celebrating her 86th birthday.
- 2006\208 Myrtle Niemeyer, Elkader – For celebrating her 90th birthday.
- 2006\209 Clarion and Darlene Mathys, Wadena – For celebrating their 61st wedding anniversary.
- 2006\210 Clayton Ridge Drill Team, Guttenburg – For receiving a 1st Place State Award.
- 2006\211 Mildred Johnson, Milford – For celebrating her 90th birthday.

SUBCOMMITTEE ASSIGNMENTS

[House Joint Resolution 5](#)

State Government: Jochum, Chair; Paulsen and Upmeyer.

[House File 16](#)

Natural Resources: Arnold, Chair; Davitt and Rayhons.

[House File 59 Reassigned](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 174](#)

Human Resources: Lukan, Chair; Granzow and Petersen.

[House File 196 Reassigned](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 372](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 461](#)

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

[House File 477](#)

Human Resources: Granzow, Chair; Ford and Lukan.

[House File 551 Reassigned](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 606](#)

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

[House File 618](#)

Human Resources: Wilderdyke, Chair; Granzow and Wendt.

[House File 648](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 723](#)

Human Resources: Lukan, Chair; Granzow and Heddens.

[House File 727](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 728](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 747](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 752](#)

Human Resources: Roberts, Chair; Carroll and Hunter.

[House File 775](#)

State Government: Roberts, Chair; Bukta, Paulsen, T. Taylor and Tomenga.

[House File 800](#)

Economic Growth: Hoffman, Chair; Soderberg and Thomas.

[House File 829](#)

Government Oversight: Alons, Chair; Baudler and Lensing.

[House File 846](#)

Government Oversight: Eichhorn, Chair; J.K. Van Fossen and Whitead.

[House File 849](#)

Government Oversight: Alons, Chair; Baudler and Whitead.

House File 863

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

House File 865

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

House File 867

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

House File 2004

State Government: Elgin, Chair; Greiner, Jacobs, Quirk, Roberts, T. Taylor and Whitead.

House File 2009

Transportation: Schickel, Chair; Rasmussen and Whitaker.

House File 2023

State Government: Drake, Chair; Elgin, Jochum, Kurtenbach, T. Taylor, Tomenga and Wendt.

House File 2033

Transportation: Tjepkes, Chair; Bukta and Rasmussen.

House File 2042

Human Resources: Carroll, Chair; Foegen, Heaton, Smith and Upmeyer.

House File 2047

State Government: Elgin, Chair; Greiner, Jacobs, Quirk, Roberts, T. Taylor and Whitead.

House File 2063

State Government: Hutter, Chair; Boal and Ford.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 153

Transportation: Schickel, Chair; Bukta and Lukan.

House Study Bill 515

Appropriations: Chambers, Chair; Alons, Bell, Dandekar, De Boef, Heaton, Horbach, Huseman, Jacobs, Jacoby, Jenkins, Kuhn, Lukan, Mascher, May, Mertz, Miller, Petersen, Raecker, Reichert, Roberts, Sands, Smith, Thomas and Watts.

House Study Bill 516

Education: Tymeson, Chair; Kaufmann and Wendt.

House Study Bill 517

Commerce, Regulation and Labor: Jacobs, Chair; Sands and Shomshor.

House Study Bill 518

Local Government: Schickel, Chair; Arnold and D. Olson.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 519 Education

Directing the state board of regents to conduct a study of the admissions requirements common to the state universities.

H.S.B. 520 Education

Providing supplementary weighting for district-to-community college sharing programs for children residing in state mental health institutes or institutions.

H.S.B. 521 Education

Relating to rules of the state board of education regarding the use of telecommunications as the exclusive means to provide any course required by the minimum educational standards for accreditation.

H.S.B. 522 Education

Relating to public access to school district financial information, providing for the establishment and distribution of a financial report card by school districts, and providing for the posting of information relating to outstanding school district levies.

H.S.B. 523 Education

Requiring the board of directors of a school district to adopt a parent and guardian involvement policy.

H.S.B. 524 Education

Relating to high school graduation, dropout, and equivalency reporting requirements.

H.S.B. 525 Education

Relating to the core curriculum plan developed by a school district in cooperation with a student.

H.S.B. 526 Education

Creating the Iowa proprietary tuition grant program and providing an appropriation.

H.S.B. 527 Public Safety

Concerning the length of suspension of alcohol sales licenses and permits after selling alcohol to minors.

H.S.B. 528 Public Safety

Relating to the operation of a motor vehicle by a person with a special minor's license, and providing penalties.

H.S.B. 529 Public Safety

Relating to the disposal of a controlled substance.

H.S.B. 530 Economic Growth

Relating to a targeted jobs withholding tax credit to be used for funding improvements in certain urban renewal areas.

H.S.B. 531 Economic Growth

Relating to a rural economic development program and fund and making appropriations.

On motion by Gipp of Winneshiek the House adjourned at 9:12 a.m., until 8:45 a.m., Thursday, January 19, 2006.