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**STATE OF IOWA**

**House Journal**

**THURSDAY, JANUARY 19, 2006**

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

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# JOURNAL OF THE HOUSE

Eleventh Calendar Day - Eighth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Thursday, January 19, 2006

The House met pursuant to adjournment at 8:49 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Tim Diehl, pastor of Zion Evangelical and Reformed Church, Garner. He was the guest of Representative Linda Upmeyer of Hancock County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Wednesday, January 18, 2006 was approved.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 18, 2006, passed the following bill in which the concurrence of the Senate was asked:

[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.

MICHAEL E. MARSHALL, Secretary

## INTRODUCTION OF BILLS

[House File 2081](#), by Dix, Paulsen, Alons, Anderson, Arnold, Baudler, Boal, Carroll, Chambers, De Boef, Dolecheck, Drake, Eichhorn, Elgin, Freeman, Gipp, Granzow, Greiner, Heaton, Hoffman, Horbach, Huseman, Hutter, Jacobs, Jenkins, Jones, Kaufmann, Kurtenbach, Lalk, Lukan, Maddox, May, S. Olson, Quirk, Raecker, Rants, Rasmussen, Rayhons, Roberts, Sands, Schickel, Soderberg, Struyk, Thomas, Tjepkes, Tomenga, Tymeson, Upmeyer, Van Engelenhoven, J.K. Van Fossen, J.R. Van Fossen, Watts,

Whitaker and Wilderdyke, a bill for an act relating to eligibility for the military service property tax credit and exemption and including effective and applicability date provisions.

Read first time and referred to committee on **veterans affairs**.

[House File 2082](#), by Heaton, a bill for an act requiring financial education for family investment program participants.

Read first time and referred to committee on **human resources**.

[House File 2083](#), by Hoffman, Tjepkes, J.R. Van Fossen, Baudler, Hutter, Jacobs, Drake, Rayhons, Greiner, Maddox, Whitaker, Granzow, De Boef, Huseman, Anderson, Watts, Alons, Carroll, Schickel, May, Chambers, Lukan, Upmeyer, Boal, Kaufmann, S. Olson, Jenkins, Soderberg, Rasmussen, Lalk, Horbach, Dolecheck, Jones, Wilderdyke, Struyk, Elgin, and Gipp, a bill for an act prohibiting a person or club holding a liquor control license or retail wine or beer permit from distributing alcohol in a vaporized form and making penalties applicable.

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

[House File 2084](#), by Heaton, a bill for an act requiring a seller of property to provide the buyer with a statement regarding property tax credits.

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

[House File 2085](#), by Kurtenbach, Paulsen, S. Olson, Sands, Boal, Elgin, J.R. Van Fossen, Dolecheck, Jones, Chambers, May, Schickel, Carroll, Alons, Jacobs, Heaton, Drake, Rayhons, Hoffman, Greiner, Maddox, Whitaker, Eichhorn, Granzow, Hutter, De Boef, Baudler, Huseman, Tjepkes, Anderson, Watts, Tymeson, Upmeyer, Soderberg, Kaufmann, Huser, Struyk, Dandekar, Lalk, Swaim, Schueller and Thomas, a bill for an act relating to the state of Iowa scholarship program administered by the college student aid commission and providing an effective date.

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

[House File 2086](#), by Wendt and Whitead, a bill for an act relating to enterprise zone certifications.

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

[House File 2087](#), by Heaton, a bill for an act relating to the requirements for electronic prescriptions issued by practitioners and filled by pharmacies.

Read first time and referred to committee on **human resources**.

[House File 2088](#), by Kurtenbach, Paulsen, Dix, J.K. Van Fossen and Kaufmann, a bill for an act exempting active duty pay of members of the armed forces, armed forces military reserve, and national guard and including a retroactive applicability date provision.

Read first time and referred to committee on **veterans affairs**.

[House File 2089](#), by Heaton, a bill for an act relating to adult persons with mental retardation or other developmental disabilities who pose a severe and persistent threat to themselves or others by authorizing the creation of an expert mobile team and specialized treatment unit, establishing a commitment process for placements in the specialized unit, and including a contingent effective date.

Read first time and referred to committee on **human resources**.

[House File 2090](#), by Shoultz, a bill for an act relating to funding for local emergency management and providing an applicability date.

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

[House File 2091](#), by Wise, a bill for an act relating to county distress criteria and certification limits under the enterprise zone program and including an effective date provision.

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

[House File 2092](#), by Thomas, a bill for an act concerning the veterans trust fund.

Read first time and referred to committee on **veterans affairs**.

**House File 2093**, by Rants, Wendt and Whitead, a bill for an act relating to the election of mayor and city council members in a city governed by the council-manager-at-large form of city government.

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

ADOPTION OF **HOUSE RESOLUTION 103**

Wendt of Woodbury called up for consideration **House Resolution 103**, a resolution requesting that the United States Postal Service retain the area mail processing center in Sioux City, Iowa, and moved its adoption.

The motion prevailed and the resolution was adopted.

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\212 | Philip and Marjorie Hitchler Lane, Newton – For celebrating their 65 <sup>th</sup> wedding anniversary.  |
| 2006\213 | Delmar and Betty Patterson, Atlantic – For celebrating their 55 <sup>th</sup> wedding anniversary.   |
| 2006\214 | Meggie Mapes, Le Mars – For winning the Iowa Policy Debate State Championship in the Two Person Policy Debate division at the State Speech Association Debate Tournament and for being named the tournament's top speaker. |
| 2006\215 | LaCee Groetken, Le Mars – For winning the Iowa Policy Debate State Championship in the Two Person Policy Debate division at the State Speech Association Debate Tournament.  |
| 2006\216 | Andrew Soderberg, Le Mars – For his performance in the Forum Division at the State Speech Association Debate Tournament.   |
| 2006\217 | Brad Bybee, Le Mars – For his performance in the Policy Debate Forum at the State Speech Association Debate Tournament.  |
| 2006\218 | Erik Tonsfeldt, Le Mars – For his performance in the Forum Division at the State Speech Association Debate Tournament.   |

- 2006\219 Anna Jahn, Le Mars – For her performance in the Policy Debate forum at the State Speech Association Debate Tournament.
- 2006\220 Cordelia Anferson, Ames – For celebrating her 104<sup>th</sup> birthday.
- 2006\221 Loya Getz, Ames – For celebrating her 95<sup>th</sup> birthday.
- 2006\222 Ola Brown, Ames – For celebrating her 90<sup>th</sup> birthday.
- 2006\223 Tom Arnold, Ames – For celebrating his 90<sup>th</sup> birthday.
- 2006\224 Albert Goodwin, Ames – For celebrating his 90<sup>th</sup> birthday.
- 2006\225 Dorothy Rademacher, Ames – For celebrating her 90<sup>th</sup> birthday.
- 2006\226 Cora Van Doren, Ames – For celebrating her 90<sup>th</sup> birthday.
- 200\227 Raymond Russell, Ames – For celebrating his 85<sup>th</sup> birthday.
- 2006\228 Dorothy Kizer, Ames – For celebrating her 85<sup>th</sup> birthday.
- 2006\229 Violet Hatch, Ames – For celebrating her 85<sup>th</sup> birthday.
- 2006\230 Phyllis Sayre, Ames – For celebrating her 85<sup>th</sup> birthday.
- 2006\231 Melvin McFarlane, Madrid – For celebrating his 85<sup>th</sup> birthday.
- 2006\232 Harriet Arklie, Ames – For celebrating her 85<sup>th</sup> birthday.
- 2006\233 Mason Vegors, Ames – For celebrating his 85<sup>th</sup> birthday.
- 2006\234 Mildred Shelton, Ames – For celebrating her 85<sup>th</sup> birthday.
- 2006\235 Maxine Samuelson, Madrid – For celebrating her 85<sup>th</sup> birthday.
- 2006\236 Betty Daley, Ames – For celebrating her 85<sup>th</sup> birthday.
- 2006\237 Wallace Schloerke, Ames – For celebrating his 80<sup>th</sup> birthday.
- 2006\238 Norma Tjelmeland, Ames – For celebrating her 80<sup>th</sup> birthday.
- 2006\239 Margaret Orr, Ames – For celebrating her 80<sup>th</sup> birthday.
- 2006\240 Maurice Geist, Ames – For celebrating her 80<sup>th</sup> birthday.
- 2006\241 Betty Ray, Ames – For celebrating her 80<sup>th</sup> birthday.
- 2006\242 Harrington Brearley, Ames – For celebrating his 80<sup>th</sup> birthday.
- 2006\243 Blanche Marcus, Ames – For celebrating her 80<sup>th</sup> birthday.

- 2006\244 Hazel Soukup, Ames – For celebrating her 80<sup>th</sup> birthday.
- 2006\245 Anne Charles, Ames – For celebrating her 80<sup>th</sup> birthday.
- 2006\246 Dean Flummerfelt, Ames – For celebrating his 80<sup>th</sup> birthday.
- 2006\247 Earl Solberg, Ames – For celebrating his 80<sup>th</sup> birthday.
- 2006\248 Betty MacKey, Ames – For celebrating her 80<sup>th</sup> birthday.
- 2006\249 Violet and Donald Harryman, Douds – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2006\250 Max and Norma Woods, Fairfield – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2006\251 Dean and Mary Stocker, Drakesville – For receiving the Iowa Good Neighbor Award from the Iowa Department of Agriculture and Land Stewardship.

#### SUBCOMMITTEE ASSIGNMENTS

##### **[House File 55](#) Reassigned**

Education: Paulsen, Chair; Dolecheck and Hogg.

##### **[House File 239](#) Reassigned**

Education: Tymeson, Chair; Dolecheck and Wise.

##### **[House File 349](#) Reassigned**

Education: Tymeson, Chair; Bukta and Roberts.

##### **[House File 406](#) Reassigned**

Education: Chambers, Chair; Ford and Soderberg.

##### **[House File 467](#)**

Natural Resources: Rayhons, Chair; Baudler and Davitt.

##### **[House File 590](#)**

Natural Resources: Rayhons, Chair; Rasmussen and Whitead.

##### **[House File 2014](#)**

Environmental Protection: J.K. Van Fossen, Chair; Kurtenbach and Wessel-Kroeschell.

**House File 2024**

Commerce, Regulation and Labor: Wilderdyke, Chair; Quirk and Sands.

**House File 2041**

Environmental Protection: De Boef, Chair; Anderson and Pettengill.

**House File 2044**

Environmental Protection: Kurtenbach, Chair; D. Olson and Sands.

**House File 2057**

Human Resources: Granzow, Chair; Tomenga and Wendt.

**House File 2058**

Judiciary: Tymeson, Chair; Kaufmann and Winckler.

**House File 2066**

Judiciary: Tymeson, Chair; Foegen and Hutter.

**House File 2067**

Veterans Affairs: Paulsen, Chair; D. Taylor and Tymeson.

**House File 2070**

Judiciary: Carroll, Chair; Alons and Berry.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

**House Study Bill 503**

Judiciary: Anderson, Chair; Swaim and J.R. Van Fossen.

**House Study Bill 504**

Judiciary: Eichhorn, Chair; Hutter and Swaim.

**House Study Bill 505**

Judiciary: Anderson, Chair; Berry and Boal.

**House Study Bill 506**

Judiciary: Heaton, Chair; Tymeson and Winckler.



**House Study Bill 507**

Judiciary: J.R. Van Fossen, Chair; Alons and Lensing.

**House Study Bill 519**

Education: Tomenga, Chair; Dolecheck and Mascher.

**House Study Bill 520**

Education: Granzow, Chair; Boal and Hogg.

**House Study Bill 521**

Education: Schickel, Chair; Cohoon and Roberts.

**House Study Bill 522**

Education: Dolecheck, Chair; Soderberg and Winckler.

**House Study Bill 523**

Education: Soderberg, Chair; Boal and Bukta.

**House Study Bill 524**

Education: Schickel, Chair; Roberts and Wise.

**House Study Bill 525**

Education: Soderberg, Chair; Carroll and Wendt.

**House Study Bill 526**

Education: Chambers, Chair; Dolecheck and Oldson.

**House Study Bill 527**

Public Safety: Chambers, Chair; McCarthy and Sands.

**House Study Bill 528**

Public Safety: Chambers, Chair; Hunter and J.R. Van Fossen.

**House Study Bill 529**

Public Safety: Eichhorn, Chair; R. Olson and Tjepkes.

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

### **H.S.B. 532 State Government**

Relating to the filing of reports and statements with the ethics and campaign disclosure board and the use of certain resources for political campaign purposes.

### **H.S.B. 533 State Government**

Relating to the jurisdiction of the ethics and campaign disclosure board and including effective date and retroactive applicability provisions and subjecting violators to remedies and penalties.

### **H.S.B. 534 State Government**

Relating to activities of lobbyists and the ethical conduct of state officials and employees.

### **H.S.B. 535 State Government**

Relating to campaign funding and reporting.

### **H.S.B. 536 State Government**

Concerning the Iowa public employees' retirement system, and providing an effective and retroactive applicability date.

### **H.S.B. 537 Education**

Providing an exception to the age of admission to kindergarten.

### **H.S.B. 538 Education**

Relating to elections for certain bond issuance propositions of a school district.

### **H.S.B. 539 Education**

Requiring school districts to report proficiency and grade equivalency levels to parents or guardians of students administered nationally recognized standardized achievement evaluations.

**H.S.B. 540 Commerce, Regulation and Labor**

Provide that the state elevator code supersedes conflicting provisions of building codes.

**H.S.B. 541 Commerce, Regulation and Labor**

Providing for the adoption of a nationally recognized code specifying standards for minimum plumbing facilities applicable to designated public-use structures.

**H.S.B. 542 Commerce, Regulation and Labor**

Relating to energy conservation standards included in the state building code for new single-family or two-family residential construction.

**H.S.B. 543 Commerce, Regulation and Labor**

Excluding ultimate and extreme fighting from regulation as boxing or wrestling contests.

**H.S.B. 544 Commerce, Regulation and Labor**

Relating to the regulation of state banks and bank holding companies including the disclosure and release of regulatory information, attestation and publication requirements, the removal and service of officers, directors, and employees, and offers to purchase stock, and increasing civil penalties.

**H.S.B. 545 Judiciary**

Relating to the ordering of a postsecondary education subsidy upon a finding of paternity.

**H.S.B. 546 Judiciary**

Relating to the holding period for purposes of certain capital assets under the individual income tax and including effective and applicability date provisions.

**H.S.B. 547 Judiciary**

Prohibiting a donation or contribution to an agency, organization, or political subdivision of the state in a criminal proceeding.

**H.S.B. 548 Judiciary**

Relating to the prosecution of certain criminal offenses and the gathering of evidence for prosecution.

**H.S.B. 549 Judiciary**

Relating to the appointment of a judicial officer, a clerk of the district court, or a chief juvenile court officer.

**H.S.B. 550 Public Safety**

Relating to powers of the governor to grant reprieves, commutations, and pardons including restoration of rights of citizenship, and to remit fines and forfeitures and including effective and retroactive applicability date provisions.

**H.S.B. 551 Public Safety**

Relating to peace officer examinations of logbooks signed by purchasers of pseudoephedrine products.

**H.S.B. 552 Public Safety**

Concerning the appointment and removal of the chief administrative officer of the board of parole.

**H.S.B. 553 Local Government**

Requiring the county auditor to evidence approval of the name of a subdivision plat and requiring such statement for filing the subdivision plat with the county recorder.

**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 EDUCATION

**Committee Bill** (Formerly [House Study Bill 516](#)), providing for the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

Fiscal Note is not required.

Recommended **Do Pass** January 18, 2006.

On motion by Gipp of Winneshiek the House adjourned at 9:20 a.m., until 9:00 a.m., Friday, January 20, 2006.