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**STATE OF IOWA**

**House Journal**

**WEDNESDAY, JANUARY 31, 2007**

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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

Twenty-fourth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, January 31, 2007

The House met pursuant to adjournment at 9:06 a.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Todd Stiles, pastor of the First Family Church of Ankeny. He was the guest of Representative Carmine Boal of Polk County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Dani Cisna of Ankeny High School. She also sang the "Star Spangled Banner".

The Journal of Tuesday, January 30, 2007 was approved.

## 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 January 30, 2007, passed the following bill in which the concurrence of the House is asked:

[Senate File 61](#), a bill for an act relating to the establishment of state and school antiharassment and antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters.

Also: That the Senate has on January 30, 2007, passed the following bill in which the concurrence of the House is asked:

[Senate File 62](#), a bill for an act relating to the duties and operations of the state board of education, the department of education, and local school boards.

MICHAEL E. MARSHALL, Secretary

## INTRODUCTION OF BILLS

[House File 169](#), by Pettengill, a bill for an act relating to animal pounds, by authorizing pounds to provide for foster care, to refer to themselves as animal shelters, and providing penalties.

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

[House File 170](#), by Hunter, a bill for an act providing an Iowa individual income tax checkoff for qualified Iowa zoos, making an appropriation and providing for the Act's implementation.

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

[House File 171](#), by Petersen, a bill for an act relating to residential property and property taxation within a self-supported municipal improvement district, providing a property tax exemption, and providing that related notices may be sent by first class mail.

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

## SENATE MESSAGES CONSIDERED

[Senate File 61](#), by committee on education, a bill for an act relating to the establishment of state and school antiharassment and antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters.

Read first time and **passed on file**.

[Senate File 62](#), by committee on education, a bill for an act relating to the duties and operations of the state board of education, the department of education, and local school boards.

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

[HOUSE FILE 98](#) REREFERRED

The Speaker announced that [House File 98](#), previously referred to committee on **environmental protection** was rereferred to committee on **agriculture**.

## EXPLANATION OF VOTE

I was necessarily absent from the House chamber on Tuesday, January 30, 2007. Had I been present, I would have voted "aye" on [House File 95](#) and "nay" on [Senate Concurrent Resolution 2](#).

DE BOEF of Keokuk

## SUBCOMMITTEE ASSIGNMENTS

[House File 13](#)

Local Government: Schueller, Chair; Gaskill and Van Engelenhoven.

[House File 20](#)

Appropriations: Foege, Chair; Berry and Heaton.

[House File 22](#)

Appropriations: Foege, Chair; Berry and Heaton.

[House File 25](#)

Veterans Affairs: Bukta, Chair; Chambers and Staed.

[House File 26](#)

Appropriations: Jacoby, Chair; Alons and Oldson.

[House File 48](#)

Appropriations: Kuhn, Chair; Lukan and Wenthe.

[House File 60](#)

Veterans Affairs: Bukta, Chair; H. Miller and Windschitl.

[House File 76](#)

Public Safety: Whitaker, Chair; Baudler and Hunter.

[House File 80](#)

Veterans Affairs: D. Taylor, Chair; Bell, Granzow, Thomas and Watts.

[House File 96](#)

Human Resources: Smith, Chair; Roberts and Wessel-Kroeschell.

[House File 102](#)

Public Safety: Mascher, Chair; Heddens and Rayhons.

[House File 108](#)

Public Safety: Berry, Chair; Gayman and Rayhons.

[House File 109](#)

Human Resources: Jacoby, Chair; Mascher and Tomenga.

[House File 117](#)

Commerce: Jacoby, Chair; Jacobs and Oldson.

[House File 120](#)

Public Safety: Kressig, Chair; Baudler and R. Olson.

[House File 158](#)

Human Resources: Ford, Chair; Foegen and Granzow.

[House File 166](#)

Commerce: Reichert, Chair; Petersen, Soderberg, D. Taylor and Van Fossen.

[Senate File 62](#)

Education: Winckler, Chair; Abdul-Samad and May.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 110](#)

Human Resources: Hunter, Chair; Smith and Upmeyer.

[House Study Bill 111](#)

Human Resources: Palmer, Chair; Ford and Grassley.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 112 Appropriations](#)

Making an appropriation for the support of multijurisdictional drug enforcement.

**H.S.B. 113 Education**

Relating to the state's educational standards regarding teacher librarians and qualified guidance counselors, and to teacher and administrator quality, including the student achievement and teacher quality program and an administrator quality program, and making appropriations.

**H.S.B. 114 Education**

Relating to incentives for school district reorganizations and shared operational functions, and making an appropriation.

**H.S.B. 115 Education**

Creating a preschool for four-year-old children program, and making appropriations and providing an effective date.

**H.S.B. 116 Judiciary**

Relating to the disposition of seized property in a criminal proceeding.

**H.S.B. 117 Judiciary**

Relating to judicial branch practices and procedures, including expanding the definition of a seal, eliminating duties of the clerk of the supreme court, making confidential personal information, and obtaining electronic signatures on citations.

**H.S.B. 118 Public Safety**

Modifying the definition of sexual abuse by including certain deceptive acts, and providing penalties.

**H.S.B. 119 Public Safety**

Creating a criminal offense for impeding the normal breathing or circulation of the blood of another, and providing penalties.

### **H.S.B. 120 Commerce**

Relating to various matters under the purview of the insurance division of the department of commerce including workers' compensation insurance, premium taxes, the uniform securities Act, powers and duties of the insurance division, regulation of insurance sales to military personnel, domestic insurance companies, examination of insurance companies, life insurance companies, nonprofit health service corporations, external review of health care coverage decisions, investment limitations on insurers other than life insurers, property and casualty insurers' reserves, motor vehicle service contracts, county and state mutual associations, reciprocal or interinsurance contracts, licensing of insurance producers and public adjusters, and life and fire insurance company boards of directors, and providing penalties.

### **H.S.B. 121 Judiciary**

Relating to a parent's cause of action for the recovery of expenses and actual loss of services, companionship, and society resulting from the injury to or death of a child and including an applicability date provision.

### **H.S.B. 122 Judiciary**

Relating to the statute of limitations period in a medical malpractice action and including an applicability provision.

### **H.S.B. 123 Judiciary**

Relating to a hospital lien and providing an effective date.

### **H.S.B. 124 Agriculture**

Relating to the handling of manure originating from confinement feeding operations by providing for certification requirements.

### **H.S.B. 125 Agriculture**

Relating to animal feeding operations, by providing for the enforcement of regulatory provisions.

**H.S.B. 126 Environmental Protection**

Relating to reimbursement amounts paid by distributors to dealers, redemption center operators, and dealer agents for empty beverage containers.

**H.S.B. 127 Judiciary**

Repealing the statute of repose periods in a product liability case and in a case arising out of the unsafe or defective condition of an improvement to real property and including an applicability date provision.

**H.S.B. 128 Commerce**

Increasing proof of financial responsibility and insurance coverage requirements for damages resulting from certain incidents and motor vehicle accidents.

**H.S.B. 129 Commerce**

Requiring that certain liability insurance policy information be given to claimants.

**H.S.B. 130 Commerce**

Relating to the disapproval of rate filings of certain casualty insurers.

**H.S.B. 131 Commerce**

Relating to prohibited business practices by a real estate broker or salesperson.

**H.S.B. 132 Judiciary**

Relating to the issuance of temporary orders modifying an order of child support or custody.



**H.S.B. 133 Judiciary**

Adding hallucinogenic substances to the list of schedule I controlled substances, and providing penalties.

**H.S.B. 134 Judiciary**

Funding courthouse security programs through the enhanced court collections fund and the county general fund.

**H.S.B. 135 Judiciary**

Relating to judicial branch procedures, including appointments of court of appeals judges, district judges, district associate judges, associate juvenile judges, associate probate judges, magistrates, clerks of the district court, and patients advocates, and compensation to judges and other court personnel serving as fiduciaries.

**H.S.B. 136 Judiciary**

Relating to a criminal defendant filing an application for postconviction relief.

**H.S.B. 137 Judiciary**

Relating to the assessment of civil and criminal court fees and penalties.

**H.S.B. 138 Judiciary**

Relating to appealing the determination a person is a sexually violent predator.

**H.S.B. 139 Judiciary**

Increasing the law enforcement initiative surcharge, expanding its applicability, and making an appropriation.

## COMMITTEE RECOMMENDATIONS

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

MARK W. BRANDSGARD  
Chief Clerk of the House

## COMMITTEE ON ETHICS

**Committee Bill** (Formerly [House Study Bill 31](#)), relating to the rules governing lobbyist in the House of Representatives.

Fiscal Note is not required.

Recommended **Do Pass** January 30, 2007.

**Committee Bill** (Formerly [House Study Bill 48](#)), relating to the House code of ethics.

Fiscal Note is not required.

Recommended **Do Pass** January 30, 2007.

## COMMITTEE ON JUDICIARY

**Committee Bill** (Formerly [House Study Bill 1](#)), relating to the hourly reimbursement rate of attorneys representing indigent persons.

Fiscal Note is not required.

Recommended **Do Pass** January 30, 2007.

**Committee Bill** (Formerly [House Study Bill 3](#)), relating to the payment of costs of reasonable attorney fees related to certain paternity and adoption proceedings.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 30, 2007.

## RESOLUTIONS FILED

[HR 8](#), by committee on ethics, a resolution relating to the House code of ethics.

Placed on **calendar**.

[HR 9](#), by committee on ethics, a resolution relating to the rules governing lobbyists in the House of Representatives.

Placed on **calendar**.

#### AMENDMENTS FILED

<a href="#"><u>H-1019</u></a>	S.F.	61	Raecker of Polk
<a href="#"><u>H-1020</u></a>	S.F.	61	May of Dickinson
<a href="#"><u>H-1021</u></a>	S.F.	61	Tymeson of Madison
<a href="#"><u>H-1022</u></a>	S.F.	61	Horbach of Tama
<a href="#"><u>H-1023</u></a>	S.F.	61	Chambers of O'Brien
<a href="#"><u>H-1024</u></a>	S.F.	61	L. Miller of Scott
<a href="#"><u>H-1025</u></a>	S.F.	61	Kaufmann of Cedar
<a href="#"><u>H-1026</u></a>	S.F.	61	Tymeson of Madison
<a href="#"><u>H-1027</u></a>	S.F.	61	Raecker of Polk
<a href="#"><u>H-1028</u></a>	S.F.	61	Baudler of Adair
<a href="#"><u>H-1029</u></a>	S.F.	61	Tymeson of Madison
<a href="#"><u>H-1030</u></a>	S.F.	61	Alons of Sioux
<a href="#"><u>H-1031</u></a>	S.F.	61	Raecker of Polk
<a href="#"><u>H-1032</u></a>	S.F.	61	Tymeson of Madison
<a href="#"><u>H-1033</u></a>	S.F.	61	Tymeson of Madison
<a href="#"><u>H-1034</u></a>	S.F.	61	May of Dickinson
<a href="#"><u>H-1035</u></a>	S.F.	61	May of Dickinson

On motion by McCarthy of Polk the House adjourned at 9:14 a.m., until 9:00 a.m., Thursday, February 1, 2007.