

**PROOF**

---

---

**STATE OF IOWA**

**House Journal**

**THURSDAY, MARCH 13, 2008**

---

Printed daily by the State of Iowa during the sessions of the General Assembly.  
An official corrected copy is available for reference in the office of the Chief Clerk.  
(The official bound copy will be available after a reasonable time upon adjournment.)

---

---

# JOURNAL OF THE HOUSE

Sixtieth Calendar Day - Forty-third Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Thursday, March 13, 2008

The House met pursuant to adjournment at 9:04 a.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Richard Pokora, pastor of Redeemer Lutheran Church, Bettendorf. He was the guest of Representative Linda Miller of Scott County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mickey Belding, House Page from Story City.

The Journal of Wednesday, March 12, 2008 was approved.

## PETITION FILED

The following petition was received and placed on file:

By Frevert of Palo Alto, from forty-three constituents of House District seven favoring the statewide smoke free air act.

## INTRODUCTION OF BILLS

[House File 2606](#), by committee on agriculture, a bill for an act relating to the regulation of transactions involving grain, by providing for the regulation of grain dealers and warehouse operators, and providing for the administration of the grain indemnity fund.

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

[House File 2607](#), by committee on judiciary, a bill for an act relating to mortgage foreclosures.

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

[House File 2608](#), by committee on labor, a bill for an act relating to the choice of doctor to treat an injured employee under workers' compensation laws and providing an applicability date.

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

[House File 2609](#), by committee on human resources, a bill for an act relating to the public release of information relating to elder group homes, assisted living facilities, and adult day services programs and providing for an effective date.

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

[House File 2610](#), by committee on labor, a bill for an act relating to the employer-employee relationship by preventing identity theft in the procurement of employment, providing for the employment classification of individuals, and providing penalties and an effective date.

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

[House File 2611](#), by committee on commerce, a bill for an act allowing the continuation of group health insurance for spouses of certain retired public employees.

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

[House File 2612](#), by committee on natural resources, a bill for an act relating to natural resources, including by providing for the powers and duties of the department's director and natural resource commission, and the regulation of public lands and outdoor recreation, providing for penalties and making penalties applicable.

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

[House File 2613](#), by committee on public safety, a bill for an act relating to the issuance of permits to carry weapons and providing an effective date.

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

[House File 2614](#), by committee on commerce, a bill for an act requiring consumer notification of product manufacture information relating to the sale or distribution of child-oriented products and providing civil penalties.

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

[House File 2615](#), by committee on human resources, a bill for an act providing for the development of educational programs relating to infection control in correctional facilities.

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

[House File 2616](#), by committee on state government, a bill for an act modifying certain filing, request, and notification deadline times for elections.

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

[House File 2617](#), by committee on state government, a bill for an act relating to the reporting of certain compensation information regarding the chief executive officer, the chief financial officer, and other executive-level administrators of a nonprofit corporation.

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

[House File 2618](#), by committee on agriculture, a bill for an act relating to equipment used in egg production operations by providing an exemption from sales tax.

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

[House File 2619](#), by committee on judiciary, a bill for an act relating to deferred judgment criminal records.

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

[House File 2620](#), by committee on state government, a bill for an act relating to the conduct of elections and voter registration, making penalties applicable, and including effective date, applicability date, and transition provisions.

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

## SENATE MESSAGES CONSIDERED

[Senate File 2325](#), by committee on economic growth, a bill for an act relating to the grow Iowa values fund by allocating moneys for the physical infrastructure assistance program and changing certain job and wage requirements, and providing an effective date.

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

[Senate File 2333](#), by committee on veterans affairs, a bill for an act relating to the regulation of veterans commemorative property.

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

[Senate File 2335](#), by committee on judiciary, a bill for an act relating to the rights of a victim of an alleged sexual assault and notification of these rights by a peace officer.

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

[Senate File 2341](#), by committee on human resources, a bill for an act relating to Alzheimer's disease and similar forms of irreversible dementia.

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

[Senate File 2348](#), by committee on agriculture, a bill for an act relating to the management of cooperative associations.

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

[Senate File 2354](#), by committee on veterans affairs, a bill for an act concerning the home ownership assistance program for members of the military.

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

[Senate File 2361](#), by committee on state government, a bill for an act providing for the procurement of designated biobased products by state government.

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

[Senate File 2382](#), by committee on judiciary, a bill for an act relating to deferred judgment criminal records.

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2129](#), a bill for an act relating to the duties of the commission on the status of Iowans of Asian and Pacific Islander heritage regarding interpreter qualifications.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2133](#), a bill for an act relating to the Iowa crop improvement association.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2176](#), a bill for an act relating to cultural affairs by providing for the preservation of electronic records, establishing local cultural committees, and creating a civil war sesquicentennial advisory committee.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2179](#), a bill for an act making specified changes relating to professional licensing and regulation under the purview of the banking division of the department of commerce.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2212](#), a bill for an act relating to determinations in child in need of assistance proceedings, and modifying circumstances for termination of parental rights.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2250](#), a bill for an act relating to the licensure of real estate brokers and salespersons.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2303](#), a bill for an act relating to workers' compensation provisions for continued medically related benefits in certain settlements of workers' compensation claims and to funding of the second injury fund and providing an effective date.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2321](#), a bill for an act relating to the recycling of mercury-containing lamps by providing for a study.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

Senate file 2329, a bill for an act providing that funding of teacher compensation, professional development, early intervention, and educational excellence phase II be implemented through the school aid formula on a per pupil basis.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2338](#), a bill for an act relating to the regulation of health-related professions.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

Senate file 2355, a bill for an act providing time off from work to attend presidential precinct caucuses and making penalties applicable.

Also: That the Senate has on March 12, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2367](#), a bill for an act relating to the compliance advisory panel, including the appointment of its members and its powers and duties.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 9:16 a.m., until the fall of the gavel.

The House resumed session at 11:20 a.m., Speaker Murphy in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hoffman of Crawford, until his arrival, on request of Upmeyer of Hancock; Raecker of Polk on request of Rants of Woodbury; Shomshor of Pottawattamie on request of Speaker Murphy; Worthan of Buena Vista on request of Kaufmann of Cedar; Winckler of Scott on request of Reasoner of Union.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2193](#), a bill for an act relating to conflicts of interest, lobbying activities, and receipt of gifts by certain government officials and employees.

Also: That the Senate has on March 13, 2008, passed the following bill in which the concurrence of the House is asked:

Senate file 2363, a bill for an act regulating some livestock markets as animal feeding operations.

Also: That the Senate has on March 13, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2381](#), a bill for an act relating to animal feeding operations, by providing for open feedlot operations.

MICHAEL E. MARSHALL, Secretary

## CONSIDERATION OF BILLS Regular Calendar

[House File 2327](#), a bill for an act relating to inclined or vertical wheelchair lifts regulated by the elevator safety board, was taken up for consideration.

[SENATE FILE 2154](#) SUBSTITUTED FOR [HOUSE FILE 2327](#)

T. Taylor of Linn asked and received unanimous consent to substitute [Senate File 2154](#) for [House File 2327](#).

[Senate File 2154](#), a bill for an act relating to inclined or vertical wheelchair lifts regulated by the elevator safety board, was taken up for consideration.



T. Taylor of Linn offered the following amendment [H-8087](#) filed by him and moved its adoption:

[H-8087](#)

1 Amend [Senate File 2154](#), as passed by the Senate as  
2 follows:

3 1. Page 1, by inserting after line 8 the  
4 following:

5 "Sec. \_\_\_\_\_. Section 89A.2, Code Supplement 2007, is  
6 amended to read as follows:

7 89A.2 SCOPE OF CHAPTER.

8 1. The provisions of this chapter shall not apply  
9 to any ~~of the following~~:

10 a. ~~Any~~ conveyance installed in any single private  
11 dwelling residence, ~~to conveyances.~~

12 b. ~~Material hoists~~ subject to regulation under 875  
13 IAC 26.1 and 29 C.F.R. } 1926.552, ~~to lifts.~~

14 c. ~~Lifts~~ subject to regulation under chapter 88,  
15 ~~to material.~~

16 d. ~~Material~~ lift elevators existing in the same  
17 location since prior to January 1, 1975, ~~or to~~

18 ~~conveyances.~~

19 e. ~~Conveyances~~ over which an agency of the federal  
20 government is asserting similar enforcement  
21 jurisdiction.

22 2. Provisions of this chapter supersede  
23 conflicting provisions contained in building codes of  
24 this state or any subdivision thereof."

25 2. By renumbering as necessary.

Amendment [H-8087](#) was adopted.

T. Taylor of Linn 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. 2154](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Heaton	Heddens	Horbach	Hunter

Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Oldson	Olson, D.
Olson, R.	Olson, S.	Olson, T.	Palmer
Paulsen	Petersen	Pettengill	Quirk
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencek	Windschitl	Wise
Zirkelbach	Mr. Speaker		
	Murphy		

The nays were, none.

Absent or not voting, 6:

Greiner	Hoffman	Raecker	Shomshor
Winckler	Worthan		

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

[House File 2332](#), a bill for an act relating to workers' compensation benefit payments for burial expenses, was taken up for consideration.

[SENATE FILE 2221](#) SUBSTITUTED FOR [HOUSE FILE 2332](#)

T. Taylor of Linn asked and received unanimous consent to substitute [Senate File 2221](#) for [House File 2332](#).

[Senate File 2221](#), a bill for an act relating to workers' compensation benefit payments for burial expenses, was taken up for consideration.

T. Taylor of Linn 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. 2221](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Oldson	Olson, D.
Olson, R.	Olson, S.	Olson, T.	Palmer
Paulsen	Petersen	Pettengill	Quirk
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencek	Windschitl	Wise
Zirkelbach	Mr. Speaker		
	Murphy		

The nays were, none.

Absent or not voting, 6:

Greiner	Hoffman	Raecker	Shomshor
Winckler	Worthan		

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

[House File 2437](#), a bill for an act relating to the boiler and pressure vessel safety and elevator safety revolving funds under the control of the labor commissioner, was taken up for consideration.

[SENATE FILE 2304](#) SUBSTITUTED FOR [HOUSE FILE 2437](#)

T. Taylor of Linn asked and received unanimous consent to substitute [Senate File 2304](#) for [House File 2437](#).

[Senate File 2304](#), a bill for an act relating to the boiler and pressure vessel safety and elevator safety revolving funds under the control of the labor commissioner, was taken up for consideration.

T. Taylor of Linn 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. 2304](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Oldson	Olson, D.
Olson, R.	Olson, S.	Olson, T.	Palmer
Paulsen	Petersen	Pettengill	Quirk
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencek	Windschitl	Wise
Zirkelbach	Mr. Speaker		
	Murphy		

The nays were, none.

Absent or not voting, 6:

Greiner	Hoffman	Raecker	Shomshor
Winckler	Worthan		

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

[HOUSE FILE 2437](#) WITHDRAWN

T. Taylor of Linn asked and received unanimous consent to withdraw [House File 2437](#) from further consideration by the House.

[HOUSE FILE 2327](#) WITHDRAWN

T. Taylor of Linn asked and received unanimous consent to withdraw [House File 2327](#) from further consideration by the House.

[HOUSE FILE 2332](#) WITHDRAWN

T. Taylor of Linn asked and received unanimous consent to withdraw [House File 2332](#) from further consideration by the House.

IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2154, 2221 and 2304.**

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Clute of Polk on request of Rants of Woodbury.

[House File 2406](#), a bill for an act relating to regulation of commercial motor vehicle operators by the state department of transportation and providing penalties, was taken up for consideration.

[SENATE FILE 2156](#) SUBSTITUTED FOR [HOUSE FILE 2406](#)

Gipp of Winneshiek asked and received unanimous consent to substitute [Senate File 2156](#) for [House File 2406](#).

[Senate File 2156](#), a bill for an act relating to regulation of commercial motor vehicle operators by the state department of transportation and providing penalties, was taken up for consideration.

Gipp of Winneshiek 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. 2156](#))

The ayes were, 92:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Cohoon
Dandekar	Davitt	De Boef	Deyoe
Dolecheck	Drake	Foege	Ford
Forristall	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Heaton
Heddens	Horbach	Hunter	Huseman
Huser	Jacobs	Jacoby	Jochum
Kaufmann	Kelley	Kressig	Kuhn
Lensing	Lukan	Lykam	Mascher
May	McCarthy	Mertz	Miller, H.
Miller, L.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Smith	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Wiencek	Windschitl	Wise	Mr. Speaker Murphy

The nays were, 1:

Zirkelbach

Absent or not voting, 7:

Clute	Greiner	Hoffman	Raecker
Shomshor	Winckler	Worthan	

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

[HOUSE FILE 2406](#) WITHDRAWN

Gipp of Winneshiek asked and received unanimous consent to withdraw [House File 2406](#) from further consideration by the House.

**House File 2266**, a bill for an act relating to the regulation of explosives, and the possession of an incendiary or explosive device or material, and providing penalties, was taken up for consideration.

Kressig of Black Hawk 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. 2266](#))

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Cohoon
Dandekar	Davitt	De Boef	Deyoe
Dolecheck	Drake	Foege	Ford
Forristall	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Heaton
Heddens	Horbach	Hunter	Huseman
Huser	Jacobs	Jacoby	Jochum
Kaufmann	Kelley	Kressig	Kuhn
Lensing	Lukan	Lykam	Mascher
May	McCarthy	Mertz	Miller, H.
Miller, L.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Smith	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Wiencek	Windschitl	Wise	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, none.

Absent or not voting, 7:

Clute	Greiner	Hoffman	Raecker
Shomshor	Winckler	Worthan	

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

## SPECIAL PRESENTATION

L. Miller of Scott introduced to the House, the honorable Dave Millage, former state representative from Scott County.

The House rose and expressed its welcome.

**House File 2521**, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions, was taken up for consideration.

Schueller of Jackson offered the following amendment **H-8070** filed by the committee on judiciary and moved its adoption:

**H-8070**

- 1 Amend **House File 2521** as follows:
- 2 1. By striking page 28, line 32, through page 29,
- 3 line 5.
- 4 2. Page 30, line 21, by striking the words
- 5 "paragraphs "a" through "e"" and inserting the
- 6 following: "paragraph "a", subparagraphs (1) through
- 7 (5)".
- 8 3. Page 95, line 33, by striking the figure "3"
- 9 and inserting the following: "4".

The committee amendment **H-8070** was adopted.

**SENATE FILE 2317** SUBSTITUTED FOR **HOUSE FILE 2521**

Schueller of Jackson asked and received unanimous consent to substitute **Senate File 2317** for **House File 2521**.

**Senate File 2317**, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions, was taken up for consideration.



Schueller of Jackson 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. 2317](#))

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Cohoon
Dandekar	Davitt	De Boef	Deyoe
Dolecheck	Drake	Foege	Ford
Forristall	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Heaton
Heddens	Horbach	Hunter	Huseman
Huser	Jacobs	Jacoby	Jochum
Kaufmann	Kelley	Kressig	Kuhn
Lensing	Lukan	Lykam	Mascher
May	McCarthy	Mertz	Miller, H.
Miller, L.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Smith	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Wiencek	Windschitl	Wise	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, none.

Absent or not voting, 7:

Clute	Greiner	Hoffman	Raecker
Shomshor	Winckler	Worthan	

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

[HOUSE FILE 2521](#) WITHDRAWN

Schueller of Jackson asked and received unanimous consent to withdraw [House File 2521](#) from further consideration by the House.

## IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House File 2266](#) and **Senate Files 2156 and 2317**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2008, refused to concur in the House amendment to the Senate amendment to the following bill in which the concurrence of the Senate was asked:

[House File 2212](#), a bill for an act creating a smokefree air Act and providing penalties.

Also: That the Senate has on March 13, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2369](#), a bill for an act regulating persons who transport, handle, store, or apply manure.

MICHAEL E. MARSHALL, Secretary

## CERTIFICATES OF RECOGNITION

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

MARK W. BRANDSGARD  
Chief Clerk of the House

- |           |  |
|-----------|--|
| 2008\1983 | Ronald Cross, Wapello – For celebrating his 93 <sup>rd</sup> birthday.   |
| 2008\1984 | Trevor Wolterstorff, Sioux Center – For being named to the 2008 Class 2-A All State boys basketball team.  |
| 2008\1985 | Jordan Dykstra, Rock Valley – For being named to the 2008 Class 1-A All State first team in boys basketball.   |
| 2008\1986 | Western Christian Wolfpack Boys Basketball Team Coach Jim Eekhoff, Hull – For winning 1 <sup>st</sup> place in the class 2-A division of the 2008 Boys State Basketball Tournament for the second straight year. |

- 2008\1987 Boyden-Hull Comets Boys Basketball Team Coach Bill Francis, Hull – For a successful 2008 season culminating in placing fourth in the Class 1-A division at the Boys State Basketball Tournament.
- 2008\1988 George-Little Rock Mustangs Boys Basketball Team Coach Ben Gerleman, George – For a successful 2008 season culminating in placing second in the Class 1-A division at the Boys State Basketball Tournament.
- 2008\1989 Dick Stone, Chariton – For celebrating his 80<sup>th</sup> birthday.
- 2008\1990 Dorothy House, Hopkinton – For celebrating her 96<sup>th</sup> birthday.
- 2008\1991 Mary Nading, Manchester – For her 32 years of working for the Iowa Department of Human Services.
- 2008\1992 Maxine Lauritzen, Spirit Lake – For celebrating her 90<sup>th</sup> birthday.
- 2008\1993 Martha Hanson, Britt – For celebrating her 100<sup>th</sup> birthday.
- 2008\1994 Richard Pelzer, Tipton – For celebrating his 80<sup>th</sup> birthday.
- 2008\1995 Arthur Walker, Wilton – For celebrating his 80<sup>th</sup> birthday.
- 2008\1996 Rhoda Grunder, Wilton – For celebrating her 80<sup>th</sup> birthday.
- 2008\1997 Dolores Kunde, Tipton – For celebrating her 80<sup>th</sup> birthday.
- 2008\1998 Betty Thumma, Tipton – For celebrating her 80<sup>th</sup> birthday.
- 2008\1999 Walter Farwell, Tipton – For celebrating his 80<sup>th</sup> birthday.
- 2008\2000 William Strimmel, Moscow – For celebrating his 80<sup>th</sup> birthday.
- 2008\2001 Betty Tompkins, Durant – For celebrating her 80<sup>th</sup> birthday.
- 2008\2002 Marjorie Pelzer, Durant – For celebrating her 80<sup>th</sup> birthday.
- 2008\2003 Grace Burnett, West Branch – For celebrating her 80<sup>th</sup> birthday.
- 2008\2004 Melvin Hansen, Durant – For celebrating his 80<sup>th</sup> birthday.
- 2008\2005 Ida Cocklin, West Liberty – For celebrating her 80<sup>th</sup> birthday.
- 2008\2006 Robert Wacker, Wilton – For celebrating his 80<sup>th</sup> birthday.
- 2008\2007 Kalli Martin, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, for receiving the Critic’s Choice Banner, and for Ensemble Acting, “Why Can’t Women Be Funny”.

- 2008\2008 Ashlee Tiernan, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008\2009 Ben Goldberg, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, for receiving the Critic’s Choice Banner, and for Ensemble Acting, “Why Can’t Women Be Funny”.
- 2008\2010 Nate Konrardy, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008\2011 Ian Matthews, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008\2012 Joy Mathews, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008\2013 Danielle Nicks, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008\2014 Audrey Smith, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008\2015 Kim Stocks, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008\2016 Anne Daly, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, and for receiving the Critic’s Choice Banner.
- 2008/2017 Clair Funke, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, for receiving the Critic’s Choice Banner, and for Ensemble Acting, “Why Can’t Women Be Funny”.

- 2008\2018 Luke Mitchell, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, for receiving the Critic’s Choice Banner, and for Ensemble Acting, complete works of Shakespeare abridged.
- 2008\2019 Erin Martin, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, for receiving the Critic’s Choice Banner, and for Ensemble Acting, complete works of Shakespeare abridged.
- 2008\2020 Andrew Gonzalez, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Large Group Event in the Readers Theater “Written by the Cast”, for Group Improv, and for receiving the Critic’s Choice Banner.
- 2008\2021 Keith Westphal, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Group Improv, and for receiving the Critic’s Choice Banner.
- 2008\2022 Paige Tesdall, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Why Can’t Women Be Funny”
- 2008\2023 Sarah Duster, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Harvey”.
- 2008\2024 Ethan Frome, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Harvey”.
- 2008\2025 Jake Koch, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Harvey”.
- 2008\2026 Hayden Kraus, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Harvey”.
- 2008\2027 Jesse Larson, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Harvey”.
- 2008\2028 Zoie Larson, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Harvey”.
- 2008\2029 Megan Oltmanns, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Harvey”.

- 2008\2030 Allison Wentworth, Dubuque Hempstead High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Harvey”.
- 2008\2031 Daisy McKinlay, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Taming of the Shrew” and for receiving the Critic’s Choice Banner.
- 2008\2032 Anna Baur Schoer, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “The Battle of Bull Run”.
- 2008\2033 Laura Dohner, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “The Battle of Bull Run”.
- 2008\2034 Carson Kreiss, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “The Battle of Bull Run”.
- 2008\2035 Mary Zanger, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “The Battle of Bull Run”.
- 2008\2036 Gwen Beatty, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Present Tense”.
- 2008\2037 Ryan Decker, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Present Tense”.
- 2008\2038 Melissa Krepfle, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Present Tense”.
- 2008\2039 Tye Stierman, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Present Tense”.
- 2008\2040 Sarah Szeibel, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Present Tense”.
- 2008\2041 Emily Anderson, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Pyramus and Thisbe”.
- 2008\2042 John Anderson, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Pyramus and Thisbe”.

- 2008\2043 Sam Balk, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Pyramus and Thisbe”.
- 2008\2044 Emily Barz, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Pyramus and Thisbe”.
- 2008\2045 Nyssa Duchow, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Pyramus and Thisbe”.
- 2008\2046 Aaron Matthews, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Pyramus and Thisbe”.
- 2008\2047 Emily McDermott, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play, “Pyramus and Thisbe”.
- 2008\2048 Claire Spyrison, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Pyramus and Thisbe”.
- 2008\2049 Paige Triervieler, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Pyramus and Thisbe”.
- 2008\2050 Anna Troy, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Pyramus and Thisbe”.
- 2008\2051 Louis Waldmeir, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Pyramus and Thisbe”.
- 2008\2052 Jasmine Werner, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for One Act Play “Pyramus and Thisbe”.
- 2008\2053 Sam Baur Schoer, Dubuque Senior High School – For winning the Iowa High School All-State Speech Festival for Ensemble Acting, “Taming of the Shrew”, for receiving the Critic’s Choice Banner, and for One Act Play, “Pyramus and Thisbe”.
- 2008\2054 Alexis Furlong, Eisenhower Elementary School – For being named one of the Top 25 inventors at the Keystone Area Education Agency Invention Convention.
- 2008\2055 Jennifer Dix, Table Mound Elementary School – For being named one of the Top 25 inventors at the Keystone Area Education Agency Invention Convention.

- 2008\2056 Allison Schollmeyer, Table Mound Elementary School – For being named one of the Top 25 inventors at the Keystone Area Education Agency Invention Convention.
- 2008\2057 Ben Zillig, Table Mound Elementary School – For being named one of the Top 25 inventors at the Keystone Area Education Agency Invention Convention.
- 2008\2058 Nicole Blum, Table Mound Elementary School – For being named one of the Top 25 inventors at the Keystone Area Education Agency Invention Convention.
- 2008\2059 Rachel Miller, Mazzuchelli Middle School – For being named one of the Top 25 inventors at the Keystone Area Education Agency Invention Convention.
- 2008\2060 Tim Miller, Mazzuchelli Middle School – For being named one of the Top 25 inventors at the Keystone Area Education Agency Invention Convention.
- 2008\2061 Lydia Hastings, Waterloo – For celebrating her 96<sup>th</sup> birthday.

#### SUBCOMMITTEE ASSIGNMENTS

##### [House File 2504](#)

State Government: Lensing, Chair; Gaskill and Roberts.

##### [House File 2512](#)

State Government: Lensing, Chair; Boal and Gaskill.

##### [House File 2517](#)

State Government: T. Taylor, Chair; Jacoby and Roberts.

##### [House File 2563](#)

Judiciary: R. Olson, Chair; Horbach and Wendt.

##### [House File 2592](#)

Commerce: Petersen, Chair; Berry and Pettengill.

##### [Senate File 2248](#)

Commerce: Wise, Chair; Lukan and Petersen.

##### [Senate File 2249](#)

Local Government: Gaskill, Chair; Bukta and Van Fossen.



[Senate File 2281](#)

Judiciary: Winckler, Chair; Jacobs and Lensing.

[Senate File 2289](#)

Veterans Affairs: Staed, Chair; Granzow and D. Taylor.

[Senate File 2301](#)

State Government: Jacoby, Chair; Jacobs and Lensing.

[Senate File 2333](#)

Veterans Affairs: Chambers, Chair; Bailey and Whitead.

[Senate File 2335](#)

Public Safety: Heddens, Chair; Kuhn and S. Olson.

[Senate File 2354](#)

Veterans Affairs: Windschitl, Chair; D. Taylor and Thomas.

[Senate File 2361](#)

State Government: T. Taylor, Chair; Roberts and Wessel-Kroeschell.

[Senate File 2382](#)

Judiciary: Palmer, Chair; R. Olson and Tomenga.

## 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.

MARK W. BRANDSGARD  
Chief Clerk of the House

### COMMITTEE ON HUMAN RESOURCES

[Senate File 473](#), a bill for an act allowing a competent adult to execute a written instrument directing the final disposition of that person's remains, including coordinating provisions, and providing applicability dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass with Amendment** [H-8100](#) March 12, 2008.

## AMENDMENTS FILED

<u>H-8100</u>	<u>S.F. 473</u>	Committee on Human Resources
<u>H-8101</u>	<u>H.F. 2537</u>	Wessel-Kroeschell of Story
<u>H-8102</u>	<u>H.F. 2605</u>	Hunter of Polk
<u>H-8103</u>	<u>H.F. 2588</u>	Alons of Sioux
		D. Taylor of Linn
<u>H-8104</u>	<u>H.F. 2620</u>	Tymeson of Madison
<u>H-8105</u>	<u>H.F. 2381</u>	R. Olson of Polk
		Tomenga of Polk
<u>H-8106</u>	<u>S.F. 2203</u>	R. Olson of Polk
		Tomenga of Polk
<u>H-8107</u>	<u>H.F. 2612</u>	Baudler of Adair
<u>H-8108</u>	<u>H.F. 2613</u>	R. Olson of Polk
<u>H-8109</u>	<u>H.F. 2540</u>	Paulsen of Linn

On motion by McCarthy of Polk the House adjourned at 12:09 p.m., until 9:00 a.m., Friday, March 14, 2008.