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**STATE OF IOWA**

**House Journal**

**THURSDAY, APRIL 10, 2008**

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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.)

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# JOURNAL OF THE HOUSE

Eighty-eighth Calendar Day - Sixty-first Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Thursday, April 10, 2008

The House met pursuant to adjournment at 9:15 a.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Gene Anderson, pastor of the Redeemer Lutheran Church, Indianola. He was the guest of Representative Mark Davitt of Warren County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Bryce Williams, House Page from Lynnville.

The Journal of Wednesday, April 9, 2008 was approved.

The House stood at ease at 9:25 a.m., until the fall of the gavel.

The House resumed session at 1:05 p.m., Kressig of Black Hawk in the chair.

## QUORUM CALL

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

Speaker Murphy in the chair at 1:21 p.m.

## INTRODUCTION OF BILLS

**House File 2686**, by committee on ways and means, a bill for an act relating to determination and identity protection and the employer-employee relationship by preventing identity theft in the procurement of employment, providing for the employment classification of individuals, prohibiting employers from knowingly

employing unauthorized aliens, and imposing bail restrictions against a person who is an unauthorized alien, and providing penalties and an effective date.

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

[House File 2687](#), by committee on ways and means, a bill for an act relating to certain economic development programs by providing tax credits for the redevelopment of underutilized properties, and including effective date and retroactive applicability date provisions.

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

#### 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 10, 2008, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2601](#), a bill for an act providing for the state interagency Missouri river authority.

Also: That the Senate has on April 10, 2008, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2392](#), a bill for an act to regulate viatical settlements, and providing for fees and penalties.

Also: That the Senate has on April 10, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2417](#), a bill for an act relating to and making appropriations from the healthy Iowans tobacco trust and the tobacco settlement trust fund, and providing for the repeal of the healthy Iowans tobacco trust, and providing effective dates.

MICHAEL E. MARSHALL, Secretary

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Abdul-Samad of Polk on request of Speaker Murphy.

## SENATE AMENDMENT CONSIDERED

Hoffman of Crawford called up for consideration [House File 2555](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including uniform securities; duties of the insurance division including a consumer advocate and rate reviews; confidential information; examinations; insurance trade practices; insurance fraud; the Iowa life and health insurance guaranty association; viatical settlement contracts; general agents and third-party administrators; life insurance companies; health maintenance organizations; utilization and cost control; external review of health care coverage decisions; the Iowa comprehensive health insurance association; workers' compensation liability insurance; consolidation, merger, and reinsurance; licensing of insurance producers; cemetery and funeral merchandise and funeral services; and cemeteries, making appropriations, and providing an effective date, amended by the Senate, and moved that the House concur in the following Senate amendment [H-8386](#):

[H-8386](#)

- 1 Amend [House File 2555](#), as passed by the House, as
- 2 follows:
- 3 1. By striking page 3, line 33, through page 4,
- 4 line 26, and inserting the following:
- 5 "NEW SUBSECTION. 5A. a. The commissioner shall
- 6 establish a bureau, to be known as the "consumer
- 7 advocate bureau", which shall be responsible for
- 8 ensuring fair treatment of consumers by persons in the
- 9 business of insurance and for preventing unfair or
- 10 deceptive trade practices in the insurance
- 11 marketplace.
- 12 b. The commissioner, with the advice of the
- 13 governor, shall appoint a consumer advocate who shall
- 14 be knowledgeable in the area of insurance and
- 15 particularly in the area of consumer protection.
- 16 c. The consumer advocate bureau shall receive and
- 17 may investigate consumer complaints and inquiries from
- 18 the public, and shall conduct investigations to
- 19 determine whether any person has violated any
- 20 provision of the insurance code, including chapters
- 21 507B and 522B, and any provisions related to the
- 22 establishment of insurance rates.
- 23 d. When necessary or appropriate to protect the
- 24 public interest or consumers, the consumer advocate
- 25 may request that the commissioner conduct
- 26 administrative hearings as provided in section 505.29.

27 e. The consumer advocate bureau shall perform  
28 other functions as may be assigned to it by the  
29 commissioner related to consumer advocacy.  
30 f. The consumer advocate bureau shall work in  
31 conjunction with other areas of the insurance division  
32 on matters of mutual interest. The insurance division  
33 shall cooperate with the consumer advocate in  
34 fulfilling the duties of the consumer advocate bureau.  
35 The consumer advocate may also seek assistance from  
36 other federal or state agencies or private entities  
37 for the purpose of assisting consumers.  
38 g. The commissioner, in cooperation with the  
39 consumer advocate, shall prepare and deliver a report  
40 to the general assembly by January 15 of each year  
41 that contains findings and recommendations regarding  
42 the activities of the consumer advocate bureau  
43 including but not limited to all of the following:  
44 (1) An overview of the functions of the bureau.  
45 (2) The structure of the bureau including the  
46 number and type of staff positions.  
47 (3) Statistics showing the number of complaints  
48 handled by the bureau, the nature of the complaints  
49 including the line of business involved and their  
50 disposition, and the disposition of similar issues in

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1 other states.  
2 (4) Actions commenced by the consumer advocate.  
3 (5) Studies performed by the consumer advocate.  
4 (6) Educational and outreach efforts of the  
5 consumer advocate bureau.  
6 (7) Recommendations from the commissioner and the  
7 consumer advocate about additional consumer protection  
8 functions that would be appropriate and useful for the  
9 bureau or the insurance division to fulfill based on  
10 observations and analysis of trends in complaints and  
11 information derived from national or other sources.  
12 (8) Recommendations from the commissioner and the  
13 consumer advocate about any needs for additional  
14 funding, staffing, legislation, or administrative  
15 rules."  
16 2. Page 18, by striking lines 18 through 25.  
17 3. Title page, by striking line 10 and inserting  
18 the following: "the Iowa".  
19 4. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment [H-8386](#).

Hoffman of Crawford 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. 2555](#))

The ayes were, 98:

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	Greiner
Heaton	Heddens	Hoffman	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
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	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
Winckler	Windschitl	Wise	Worthan
Zirkelbach	Mr. Speaker Murphy		

The nays were, 1:

Horbach

Absent or not voting, 1:

Abdul-Samad

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

## IMMEDIATE MESSAGE

McCarthy of Polk asked and received unanimous consent that [House File 2555](#) be immediately messaged to the Senate.

## Unfinished Business Calendar

[Senate Joint Resolution 2002](#), a joint resolution proposing an amendment to the Constitution of the State of Iowa to dedicate a portion of state revenue from the tax imposed on certain retail sales of tangible personal property and services for the benefit of the state's natural resources, with report of committee recommending passage, was taken up for consideration.

[Senate Joint Resolution 2002](#), a joint resolution proposing an amendment to the Constitution of the State of Iowa to dedicate a portion of state revenue from the tax imposed on certain retail sales of tangible personal property and services for the benefit of the state's natural resources.

*Be It Resolved by the General Assembly of the State of Iowa:*

Section 1. The following amendment to the Constitution of the State of Iowa is proposed:

Article VII of the Constitution of the State of Iowa is amended by adding the following new section:

NATURAL RESOURCES. SEC. 10. A natural resources and outdoor recreation trust fund is created within the treasury for the purposes of protecting and enhancing water quality and natural areas in this State including parks, trails, and fish and wildlife habitat, and conserving agricultural soils in this State. Moneys in the fund shall be exclusively appropriated by law for these purposes. The general assembly shall provide by law for the implementation of this section, including by providing for the administration of the fund and at least annual audits of the fund. Except as otherwise provided in this section, the fund shall be annually credited with an amount equal to the amount generated by a sales tax rate of three-eighths of one percent as may be imposed upon the retail sales price of tangible personal property and the furnishing of enumerated services sold in this State. No revenue shall be credited to the fund until the tax rate for the sales tax imposed upon the retail sales price of tangible personal property and the furnishing of enumerated services sold in this State in effect on the effective date of this section is increased. After such an increased tax rate becomes effective, an amount equal to the amount generated by the increase in the tax rate shall be annually credited to the fund, not to exceed an amount equal to the amount generated by a tax rate of three-eighths of one percent imposed upon the retail sales price of tangible personal property and the furnishing of enumerated services sold in this State.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the General Assembly to be chosen at the next general election for members of the General Assembly and the Secretary of

State is directed to cause it to be published for three consecutive months before the date of the election as provided by law.

EXPLANATION

This joint resolution proposes an amendment to the Constitution of the State of Iowa to dedicate a portion of state sales and service tax revenue for the benefit of water quality, natural areas, and agricultural soils in this state. The joint resolution establishes a natural resources and outdoor recreation trust fund. The joint resolution credits the fund with an amount equal to the amount generated by a sales tax rate of three-eighths of 1 percent as may be imposed upon the retail sales price of tangible personal property and the furnishing of enumerated services sold in this state. The joint resolution provides that no revenue is to be credited to the fund until the tax rate in effect on the effective date of the joint resolution is increased. After the increased tax rate becomes effective, an amount equal to the amount generated by the increase in the tax rate is credited to the fund, not to exceed the amount generated by the tax rate of three-eighths of 1 percent. The proposed amendment to the Constitution of the State of Iowa, if adopted, would be referred to the Eighty-third General Assembly for adoption a second time, before being submitted to the electorate for ratification.

Bell of Jasper moved that the joint resolution be read a last time now and placed upon its adoption and the joint resolution was read a last time.

On the question "Shall the joint resolution be adopted and agreed to?" ([S.J.R. 2002](#))

The yeas, 88:

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



The nays were, 10:

Forristall	Granzow	Jochum	Kelley
Lensing	Mascher	McCarthy	Petersen
Winckler	Wise		

Absent or not voting, 2:

Abdul-Samad      Staed

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

### IMMEDIATE MESSAGE

McCarthy of Polk asked and received unanimous consent that [Senate Joint Resolution 2002](#) be immediately messaged to the Senate.

### 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 April 10, 2008, passed the following bill in which the concurrence of the House is asked:

[Senate File 2415](#), a bill for an act allowing certain counties to participate in a pilot project for emergency response districts and providing for a district tax levy.

MICHAEL E. MARSHALL, Secretary

[Senate File 2337](#), a bill for an act relating to the purchase of liability insurance by the association of Iowa fairs, with report of committee recommending amendment and passage, was taken up for consideration.

Reichert of Muscatine offered amendment [H-8374](#) filed by the committee on agriculture as follows:

#### [H-8374](#)

- 1 Amend [Senate File 2337](#), as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by striking lines 2 through 5 and
- 4 inserting the following:
- 5 "The association of Iowa fairs, or a fair, shall

6 have the power to join a local government risk pool as  
7 provided in section 670.7.

8 Sec. \_\_\_\_ Section 670.7, Code 2007, is amended to  
9 read as follows:

10 670.7 INSURANCE.

11 1. The governing body of a municipality may  
12 purchase a policy of liability insurance insuring  
13 against all or any part of liability which might be  
14 incurred by the municipality or its officers,  
15 employees, and agents under section 670.2 and section  
16 670.8 and may similarly purchase insurance covering  
17 torts specified in section 670.4. The governing body  
18 of a municipality may adopt a self-insurance program,  
19 including but not limited to the investigation and  
20 defense of claims, the establishment of a reserve fund  
21 for claims, the payment of claims, and the  
22 administration and management of the self-insurance  
23 program, to cover all or any part of the liability.  
24 The governing body of a municipality may join and pay  
25 funds into a local government risk pool to protect  
26 itself against any or all liability. The governing  
27 body of a municipality may enter into insurance  
28 agreements obligating the municipality to make  
29 payments beyond its current budget year to provide or  
30 procure the policies of insurance, self-insurance  
31 program, or local government risk pool. The premium  
32 costs of the insurance, the costs of a self-insurance  
33 program, the costs of a local government risk pool,  
34 and the amounts payable under the insurance agreements  
35 may be paid out of the general fund or any available  
36 funds or may be levied in excess of any tax limitation  
37 imposed by statute. However, for school districts,  
38 the costs shall be included in the district management  
39 levy as provided in section 296.7 if the district has  
40 certified a district management levy. If the district  
41 has not certified a district management levy, the cost  
42 shall be paid from the general fund. Any independent  
43 or autonomous board or commission in the municipality  
44 having authority to disburse funds for a particular  
45 municipal function without approval of the governing  
46 body may similarly enter into insurance agreements,  
47 procure liability insurance, adopt a self-insurance  
48 program, or join a local government risk pool within  
49 the field of its operation.

50 2. The procurement of this insurance constitutes a

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1 waiver of the defense of governmental immunity as to  
2 those exceptions listed in section 670.4 to the extent  
3 stated in the policy but shall have no further effect  
4 on the liability of the municipality beyond the scope

5 of this chapter, but if a municipality adopts a  
6 self-insurance program or joins and pays funds into a  
7 local government risk pool the action does not  
8 constitute a waiver of the defense of governmental  
9 immunity as to the exceptions listed in section 670.4.  
10 3. The existence of any insurance which covers in  
11 whole or in part any judgment or award which may be  
12 rendered in favor of the plaintiff, or lack of any  
13 such insurance, shall not be material in the trial of  
14 any action brought against the governing body of a  
15 municipality, or its officers, employees, or agents  
16 and any reference to such insurance, or lack of  
17 insurance, is grounds for a mistrial. A  
18 self-insurance program or local government risk pool  
19 is not insurance and is not subject to regulation  
20 under chapters 505 through 523C.  
21 4. The association of county fairs as defined in  
22 section 174.1, or a fair, shall be deemed to be a  
23 municipality as defined in this chapter only for the  
24 purpose of joining a local government risk pool as  
25 provided in this section."  
26 2. By renumbering as necessary.

Grassley of Butler offered amendment [H-8448](#), to the committee amendment [H-8374](#), filed by Grassley et al., as follows:

#### [H-8448](#)

1 Amend the amendment, [H-8374](#), to [Senate File 2337](#),  
2 as passed by the Senate, as follows:  
3 1. Page 1, by inserting after line 7 the  
4 following:  
5 "Sec. \_\_\_\_ Section 321.234, subsection 2, Code  
6 2007, is amended to read as follows:  
7 2. A person, including a peace officer, riding a  
8 bicycle on the highway is subject to the provisions of  
9 this chapter and has all the rights and duties under  
10 this chapter applicable to the driver of a vehicle,  
11 except those provisions of this chapter which by their  
12 nature can have no application or those provisions for  
13 which specific exceptions have been set forth  
14 regarding police bicycles. A municipality, as defined  
15 in section 670.1, shall not be liable for an injury  
16 resulting from riding or operating a bicycle on a road  
17 under the jurisdiction of the municipality unless the  
18 injury was caused by a defective or unreasonably  
19 dangerous condition and the municipality failed to  
20 remedy the defect or condition after receiving actual  
21 notice of the defect or condition."  
22 2. Page 2, by inserting after line 25 the  
23 following:

24 " \_\_\_\_\_. Title page, by striking lines 1 and 2 and  
25 inserting the following: "An Act relating to  
26 liability considerations of certain municipalities.""

Reichert of Muscatine rose on a point of order that amendment [H-8448](#) was not germane, to amendment [H-8374](#).

The Speaker ruled the point well taken and amendment [H-8448](#) not germane, to amendment [H-8374](#).

Grassley of Butler asked for unanimous consent to suspend the rules to consider amendment [H-8448](#).

Objection was raised.

Grassley of Butler moved to suspend the rules to consider amendment [H-8448](#).

A non-record roll call was requested.

The ayes were 45, nays 46.

The motion to suspend the rules lost.

On motion by Reichert of Muscatine, the committee amendment [H-8374](#) was adopted.

Hoffman of Crawford offered the following amendment [H-8436](#) filed by him and moved its adoption:

[H-8436](#)

1 Amend [Senate File 2337](#), as passed by the Senate, as  
2 follows:  
3 1. Page 1, by inserting before line 1 the  
4 following:  
5 "Section 1. Section 87.4, Code 2007, is amended to  
6 read as follows:  
7 87.4 GROUP AND SELF-INSURED PLANS – TAX EXEMPTION  
8 – PLAN APPROVAL.  
9 For the purpose of complying with this chapter,  
10 groups of employers by themselves or in an association  
11 with any or all of their workers, may form insurance  
12 associations as hereafter provided, subject to such  
13 reasonable conditions and restrictions as may be fixed

14 by the insurance commissioner; and membership in such  
15 mutual insurance organization as approved, together  
16 with evidence of the payment of premiums due, shall be  
17 evidence of compliance with this chapter.

18 A self-insurance association formed under this  
19 section and an association comprised of cities or  
20 counties, or both, or the association of county fairs  
21 or a fair as defined in section 174.1, or community  
22 colleges as defined in section 260C.2 or school  
23 corporations, or both, or other political  
24 subdivisions, which have entered into an agreement  
25 under chapter 28E for the purpose of establishing a  
26 self-insured program for the payment of workers'  
27 compensation benefits are exempt from taxation under  
28 section 432.1.

29 A plan shall be submitted to the commissioner of  
30 insurance for review and approval prior to its  
31 implementation. The commissioner shall adopt rules  
32 for the review and approval of a self-insured group  
33 plan provided under this section. The rules shall  
34 include, but are not limited to, the following:

35 1. Procedures for submitting a plan for approval  
36 including the establishment of a fee schedule to cover  
37 the costs of conducting the review.  
38 2. Establishment of minimum financial standards to  
39 ensure the ability of the plan to adequately cover the  
40 reasonably anticipated expenses.

41 A self-insured program for the payment of workers'  
42 compensation benefits established by an association  
43 comprised of cities or counties, or both, or the  
44 association of county fairs or a fair as defined in  
45 section 174.1, or community colleges, as defined in  
46 section 260C.2, or other political subdivisions, which  
47 have entered into an agreement under chapter 28E, is  
48 not insurance, and is not subject to regulation under  
49 chapters 505 through 523C. Membership in such an  
50 association together with payment of premiums due

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1 relieves the member from obtaining insurance as  
2 required in section 87.1. Such an association is not  
3 required to submit its plan or program to the  
4 commissioner of insurance for review and approval  
5 prior to its implementation and is not subject to  
6 rules or rates adopted by the commissioner relating to  
7 workers' compensation group self-insurance programs.  
8 Such a program is deemed to be in compliance with this  
9 chapter.

10 The workers' compensation premium written on a  
11 municipality which is a member of an insurance pool  
12 which provides workers' compensation insurance

13 coverage to a statewide group of municipalities, as  
 14 defined in section 670.1, shall not be considered in  
 15 the determination of any assessments levied pursuant  
 16 to an agreement established under section 515A.15."  
 17 2. Title page, line 1, by inserting after the  
 18 word "insurance" the following: "and to  
 19 self-insurance".  
 20 3. By renumbering as necessary.

Amendment [H-8436](#) was adopted.

Reichert of Muscatine 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. 2337](#))

The ayes were, 99:

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	Greiner
Heaton	Heddens	Hoffman	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	Raecker	Rants	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
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	Winckler	Windschitl	Wise
Worthan	Zirkelbach	Mr. Speaker	
		Murphy	

The nays were, none.

Absent or not voting, 1:

Abdul-Samad

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

### IMMEDIATE MESSAGE

McCarthy of Polk asked and received unanimous consent that [Senate File 2337](#) be immediately messaged to the Senate.

### Appropriations Calendar

[Senate File 2286](#), a bill for an act appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, with report of committee recommending passage, was taken up for consideration.

Gayman of Scott 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. 2286](#))

The ayes were, 98:

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	Greiner
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
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	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
Winckler	Windschitl	Wise	Worthan
Zirkelbach	Mr. Speaker Murphy		

The nays were, none.

Absent or not voting, 2:

Abdul-Samad          Hoffman

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

### IMMEDIATE MESSAGE

McCarthy of Polk asked and received unanimous consent that [Senate File 2286](#) be immediately messaged to the Senate.

[Senate File 2394](#), a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of money from the road use tax fund and the primary road fund, and including an effective date, with report of committee recommending passage, was taken up for consideration.

Alons of Sioux offered amendment [H-8452](#) filed by him as follows:

#### [H-8452](#)

- 1 Amend [Senate File 2394](#), as passed by the Senate, as
- 2 follows:
- 3 1. Page 5, by inserting after line 4 the
- 4 following:
- 5 "Sec. \_\_\_\_ **NEW SECTION.** 715A.8A IDENTITY THEFT
- 6 – AIDING AND ABETTING.
- 7 A person who knowingly assists an unauthorized
- 8 alien obtain false identification in order to obtain
- 9 employment commits the offense of identity theft under
- 10 section 715A.8 by aiding and abetting the commission
- 11 of the offense as provided in section 703.1."
- 12 2. Title page, line 4, by inserting after the
- 13 word "fund," the following: "relating to the crime of
- 14 identity theft committed by aiding and abetting the
- 15 offense,".
- 16 3. By renumbering as necessary.



Cohon of Des Moines rose on a point of order that amendment [H-8452](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8452](#) not germane.

Alons of Sioux asked for unanimous consent to suspend the rules to consider amendment [H-8452](#).

Objection was raised.

Alons of Sioux moved to suspend the rules to consider amendment [H-8452](#).

Roll call was requested by Paulsen of Linn and Alons of Sioux.

On the question "Shall the rules be suspended to consider amendment [H-8452](#)?" ([S.F. 2394](#))

The ayes were, 47:

Alons	Anderson	Arnold	Bailey
Baudler	Boal	Chambers	Clute
De Boef	Deyoe	Dolecheck	Drake
Forristall	Gayman	Gipp	Granzow
Grassley	Greiner	Heaton	Horbach
Huseman	Jacobs	Kaufmann	Lukan
May	Miller, L.	Olson, S.	Paulsen
Pettengill	Raecker	Rants	Rasmussen
Rayhons	Roberts	Sands	Schickel
Soderberg	Struyk	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wiencek	Windschitl	Worthan	

The nays were, 49:

Bell	Berry	Bukta	Cohon
Dandekar	Davitt	Foege	Ford
Frevert	Gaskill	Heddens	Hunter
Huser	Jochum	Kelley	Kressig
Kuhn	Lensing	Lykam	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Quirk	Reasoner	Reichert
Schueller	Shomshor	Smith	Staed
Swaim	Taylor, D.	Taylor, T.	Thomas
Tomenga	Wendt	Wenthe	Wessel-Kroeschell

Whitaker  
Mr. Speaker  
Murphy

Whitead

Winckler

Wise

Absent or not voting, 4:

Abdul-Samad

Hoffman

Jacoby

Zirkelbach

The motion to suspend the rules lost.

S. Olson of Clinton offered amendment [H-8453](#) filed by him as follows:

[H-8453](#)

1 Amend [Senate File 2394](#), as passed by the Senate, as  
2 follows:

3 1. Page 5, by inserting after line 4 the  
4 following:

5 "Sec. \_\_\_\_. **NEW SECTION.** 715A.8A IDENTITY THEFT  
6 – FALSIFYING DOCUMENTS.

7 It is an aggravated misdemeanor for a person to do  
8 any of the following:

9 1. Make a driver's license, a nonoperator's  
10 identification card, a blank driver's license form, or  
11 any other form or document used to establish a  
12 person's identity if the person has no authority or  
13 right to make the license, card, or form in order to  
14 assist an unauthorized alien to obtain employment.

15 2. Obtain, possess, or have in the person's  
16 control or on the person's premises, driver's license  
17 or nonoperator's identification card forms, or any  
18 other forms or documents used to establish a person's  
19 identity in order to assist an unauthorized alien to  
20 obtain employment.

21 3. Obtain, possess, or have in the person's  
22 control or on the person's premises, a driver's  
23 license or a nonoperator's identification card, or  
24 blank driver's license or nonoperator's identification  
25 card form, or any other form or document which could  
26 be used to establish a person's identity, which has  
27 been made by a person having no authority or right to  
28 make the license, card, or form in order to assist an  
29 unauthorized alien to obtain employment.

30 4. Use a false or fictitious name in any  
31 application for a driver's license or nonoperator's  
32 identification card or to knowingly make a false  
33 statement or knowingly conceal a material fact or  
34 otherwise commit fraud on an application in order to  
35 assist an unauthorized alien to obtain employment."

36 2. Title page, line 4, by inserting after the

37 word "fund," the following: "relating to crimes  
 38 involving the use of a driver's license or  
 39 nonoperator's identification card, providing a  
 40 penalty,".  
 41 3. By renumbering as necessary.

Cohoon of Des Moines rose on a point of order that amendment [H-8453](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8453](#) not germane.

S. Olson of Clinton asked for unanimous consent to suspend the rules to consider amendment [H-8453](#).

Objection was raised.

S. Olson of Clinton moved to suspend the rules to consider amendment [H-8453](#).

Roll call was requested by Paulsen of Linn and Alons of Sioux.

On the question "Shall the rules be suspended to consider amendment [H-8453](#)?" ([S.F. 2394](#))

The ayes were, 47:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Horbach	Huseman	Jacobs
Kaufmann	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Raecker
Rants	Rasmussen	Rayhons	Reichert
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wenthe
Wiencek	Windschitl	Worthan	

The nays were, 50:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Huser	Jacoby
Jochum	Kelley	Kressig	Kuhn

Lensing	Lykam	Mascher	McCarthy
Mertz	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Petersen
Quirk	Reasoner	Schueller	Shomshor
Smith	Staed	Swaim	Taylor, D.
Taylor, T.	Thomas	Tomenga	Wendt
Wessel-Kroeschell	Whitaker	Whitead	Winckler
Wise	Mr. Speaker		
	Murphy		

Absent or not voting, 3:

Abdul-Samad	Hoffman	Zirkelbach
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The motion to suspend the rules lost.

Paulsen of Linn offered amendment [H-8454](#) filed by him as follows:

[H-8454](#)

1 Amend [Senate File 2394](#), as passed by the Senate, as  
2 follows:

3 1. Page 5, by inserting after line 4 the  
4 following:

5 "Sec.\_\_\_\_. Section 321.177, Code 2007, is amended  
6 by adding the following new subsection:

7 NEW SUBSECTION. 10. To any person who is an  
8 unauthorized alien. For the purpose of this section,  
9 an "unauthorized alien" means a person who is not a  
10 citizen or legal resident and who has not been  
11 lawfully admitted to the United States pursuant to  
12 federal law.

13 Sec.\_\_\_\_. Section 321.190, subsection 1, Code  
14 2007, is amended by adding the following new  
15 paragraph:

16 NEW PARAGRAPH. e. The department shall not issue  
17 a card to a person who is an unauthorized alien as  
18 defined in section 321.177."

19 2. Title page, line 4, by inserting after the  
20 word "fund," the following: "relating to  
21 qualifications for issuance of a driver's license or  
22 nonoperator's identification card,".

23 3. By renumbering as necessary.

Cohoon of Des Moines rose on a point of order that amendment [H-8454](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8454](#) not germane.

Paulsen of Linn moved to suspend the rules to consider amendment [H-8454](#).

Roll call was requested by Rants of Woodbury and Paulsen of Linn.

On the question “Shall the rules be suspended to consider amendment [H-8454](#)?” ([S.F. 2394](#))

The ayes were, 44:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Horbach	Huseman	Jacobs
Kaufmann	Lukan	May	Miller, L.
Olson, S.	Palmer	Paulsen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tymeson	Van Fossen
Watts	Wienczek	Windschitl	Worthan

The nays were, 52:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Huser	Jacoby
Jochum	Kelley	Kressig	Kuhn
Lensing	Lykam	Mascher	McCarthy
Mertz	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Petersen	Quirk
Reasoner	Reichert	Schueller	Shomshor
Smith	Staed	Swaim	Taylor, D.
Taylor, T.	Thomas	Tomenga	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Wise	Zirkelbach	Mr. Speaker Murphy

Absent or not voting, 4:

Abdul-Samad	Hoffman	Upmeyer	Van Engelenhoven
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The motion to suspend the rules lost.

Pettengill of Benton offered amendment [H-8455](#) filed by her as follows:

[H-8455](#)

1 Amend [Senate File 2394](#), as passed by the Senate, as  
2 follows:

3 1. Page 5, by inserting after line 4 the  
4 following:

5 "Sec. \_\_\_. NEW SECTION. 22.15 PROTECTION OF  
6 PERSONAL INFORMATION – DESTRUCTION OF PUBLIC RECORDS  
7 – PENALTY.

8 1. "Personal information" means an individual's  
9 first name or first initial and last name in  
10 combination with any one or more of the following data  
11 elements that relate to the individual if neither the  
12 name nor the data elements are encrypted, redacted, or  
13 otherwise altered by any method or technology in such  
14 a manner that the name or data elements are  
15 unreadable:

16 a. Social security number.

17 b. Driver's license number or other unique  
18 identification number created or collected by a  
19 government body.

20 c. Financial account number, credit card number,  
21 or debit card number in combination with any required  
22 security code, access code, or password that would  
23 permit access to an individual's financial account.

24 d. Unique electronic identifier or routing code,  
25 in combination with any required security code, access  
26 code, or password.

27 e. Unique biometric data, such as a fingerprint,  
28 voice print or recording, retina or iris image, or  
29 other unique physical representation or digital  
30 representation of the biometric data.

31 2. Unless otherwise required by federal or state  
32 law, each government body shall take reasonable steps  
33 to destroy or arrange for the destruction of a public  
34 record, or portion thereof, containing personal  
35 information within its control, which is no longer  
36 required to be retained by the government body.  
37 Destruction of a public record, or portion thereof,  
38 shall be in accordance with the following minimum  
39 standards:

40 a. Paper documents containing personal information  
41 shall be either redacted, burned, pulverized, or  
42 shredded so that personal information cannot  
43 practicably be read or reconstructed.

44 b. Electronic media and other nonpaper media  
45 containing personal information shall be destroyed or  
46 erased so that personal information cannot practicably  
47 be read, reconstructed, or deciphered through any  
48 means.

49 3. A government body may contract with a third  
50 party to destroy public records containing personal

Page 2

1 information in accordance with the requirements of  
 2 this section. Any third party hired to destroy public  
 3 records containing personal information shall  
 4 implement and monitor compliance with policies and  
 5 procedures that prohibit unauthorized access to or  
 6 acquisition of or use of personal information during  
 7 the collection, transportation, and destruction of  
 8 personal information.

9 4. A government body or third party that violates  
 10 the provisions of this section shall be subject to a  
 11 civil penalty of not more than one hundred dollars per  
 12 public record affected, provided such penalty shall  
 13 not exceed fifty thousand dollars for each instance of  
 14 improper destruction. The office of attorney general  
 15 or a county attorney may enforce the provisions of  
 16 this section.

17 Sec. \_\_\_. IMPLEMENTATION OF ACT. Section 25B.2,  
 18 subsection 3, shall not apply to the section of this  
 19 Act enacting section 22.15."

20 2. Title page, line 4, by inserting after the  
 21 word "fund," the following: "and relating to identity  
 22 protection by requiring the destruction of certain  
 23 public records containing personal information,".

24 3. By renumbering as necessary.

Cohon of Des Moines rose on a point of order that amendment [H-8455](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8455](#) not germane.

Pettengill of Benton moved to suspend the rules to consider amendment [H-8455](#).

Roll call was requested by Rants of Woodbury and Paulsen of Linn.

On the question "Shall the rules be suspended to consider amendment [H-8455](#)?" ([S.F. 2394](#))

The ayes were, 46:

Alons	Anderson	Arnold	Bailey
Baudler	Boal	Chambers	Clute
De Boef	Deyoe	Dolecheck	Drake
Forristall	Gipp	Granzow	Grassley
Greiner	Heaton	Horbach	Huseman

Jacobs	Kaufmann	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wiencek
Windschitl	Worthan		

The nays were, 52:

Bell	Berry	Bukta	Cohoon
Dandekar	Davitt	Foege	Ford
Frevert	Gaskill	Gayman	Heddens
Hunter	Huser	Jacoby	Jochum
Kelley	Kressig	Kuhn	Lensing
Lykam	Mascher	McCarthy	Mertz
Miller, H.	Oldson	Olson, D.	Olson, R.
Olson, T.	Palmer	Petersen	Quirk
Reasoner	Reichert	Schueller	Shomshor
Smith	Staed	Swaim	Taylor, D.
Taylor, T.	Thomas	Tomenga	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Wise	Zirkelbach	Mr. Speaker Murphy

Absent or not voting, 2:

Abdul-Samad      Hoffman

The motion to suspend the rules lost.

Pettengill of Benton asked and received unanimous consent to withdraw amendment [H-8456](#) filed by her on April 8, 2008.

Cohoon of Des Moines 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. 2394](#))

The ayes were, 53:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Dolecheck
Foege	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Huser
Jacoby	Jochum	Kelley	Kressig
Kuhn	Lensing	Lykam	Mascher
McCarthy	Mertz	Miller, H.	Oldson



Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Quirk	Reasoner	Reichert
Schueller	Shomshor	Smith	Staed
Swaim	Taylor, D.	Taylor, T.	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Winckler	Wise	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, 45:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Drake	Forristall	Gipp
Granzow	Grassley	Greiner	Heaton
Horbach	Huseman	Jacobs	Kaufmann
Lukan	May	Miller, L.	Olson, S.
Paulsen	Pettengill	Raecker	Rants
Rasmussen	Rayhons	Roberts	Sands
Schickel	Soderberg	Struyk	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen	Watts	Wiencck	Windschitl
Worthan			

Absent or not voting, 2:

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

The House stood at ease at 3:18 p.m., until the fall of the gavel.

The House resumed session at 3:33 p.m., Speaker Murphy in the chair.

## INTRODUCTION OF BILLS

**House File 2688**, by committee on ways and means, a bill for an act providing for efforts to mitigate odor emitted from a livestock operation including by providing for basic and applied research and evaluations, and including applicability and effective date provisions.

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

**House File 2689**, by committee on ways and means, a bill for an act relating to renewable fuel, including by providing for

infrastructure associated with storing, blending, and dispensing renewable fuel, providing for the purchase of renewable fuels by governmental entities, providing for renewable fuel marketing efforts, and providing an effective date.

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

[House File 2690](#), by committee on government oversight, a bill for an act relating to student loans, including the protection of students and parents from certain lenders and institutions of higher education with conflicts of interest, establishing a student lending education fund, establishing penalties, and providing for related matters.

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

#### SENATE MESSAGES CONSIDERED

[Senate File 2415](#), by committee on ways and means, a bill for an act allowing certain counties to participate in a pilot project for emergency response districts and providing for a district tax levy.

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

[Senate File 2417](#), by committee on appropriations, a bill for an act relating to and making appropriations from the healthy Iowans tobacco trust and the tobacco settlement trust fund, and providing for the repeal of the healthy Iowans tobacco trust, and providing effective dates.

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

#### Appropriations Calendar

[Senate File 2400](#), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and providing an effective date, with report of committee recommending amendment and passage, was taken up for consideration.

Wise of Lee in the chair at 3:35 p.m.

Hunter of Polk offered the following amendment [H-8387](#) filed by the committee on appropriations and moved its adoption:

[H-8387](#)

- 1 Amend [Senate File 2400](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 8, line 9, by inserting after the word
- 4 "funding" the following: "in excess of \$880,209".
- 5 2. Page 8, line 13, by inserting after the word
- 6 "received" the following: "in excess of \$880,209".

The committee amendment [H-8387](#) was adopted.

Alons of Sioux asked and received unanimous consent to withdraw amendment [H-8449](#) filed by him on April 8, 2008.

Hunter of Polk offered the following amendment [H-8423](#) filed by him and moved its adoption:

[H-8423](#)

- 1 Amend [Senate File 2400](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 6, line 18, by inserting after the word
- 4 "development" the following: ", or, if 2008 Iowa
- 5 Acts, [Senate File 2136](#), is enacted, from the housing
- 6 trust fund of the Iowa finance authority,".

Amendment [H-8423](#) was adopted.

Wienczek of Black Hawk offered the following amendment [H-8481](#) filed by her and moved its adoption:

[H-8481](#)

- 1 Amend [Senate File 2400](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 8, by striking line 8 and inserting the
- 4 following:
- 5 "..... \$ 1,760,000
- 6 It is the intent of the general assembly that the
- 7 governor's office of drug control policy maximize
- 8 efforts with federal agencies concerning drug
- 9 enforcement programs to avoid duplication of
- 10 services."

Roll call was requested by Wiencek of Black Hawk and Hunter of Polk.

On the question "Shall amendment [H-8481](#) be adopted?" ([S.F. 2400](#))

The ayes were, 98:

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	Greiner
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rants	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
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	Winckler	Windschitl	Worthan
Zirkelbach	Wise,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Abdul-Samad      Hoffman

Amendment [H-8481](#) was adopted.

Ford of Polk asked and received unanimous consent to withdraw amendment [H-8482](#) filed by Ford, Berry of Black Hawk and H. Miller of Webster from the floor.

Gaskill of Wapello offered the following amendment [H-8433](#) filed by her and moved its adoption:

[H-8433](#)

1 Amend [Senate File 2400](#), as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 14, by inserting after line 17 the  
4 following:  
5 "The department of management budget for the fiscal  
6 year beginning July 1, 2009, as proposed by the  
7 department and the governor, shall include funding for  
8 director and assistant director positions at the Tim  
9 Shields center for governing excellence in Iowa under  
10 section 8.69."

Amendment [H-8433](#) was adopted.

Hunter of Polk offered the following amendment [H-8424](#) filed by him and moved its adoption:

[H-8424](#)

1 Amend [Senate File 2400](#), as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 17, by inserting after line 14 the  
4 following:  
5 "Sec. \_\_\_\_. Section 68A.402, subsection 1, Code  
6 Supplement 2007, is amended to read as follows:  
7 1. FILING METHODS. Each committee shall file with  
8 the board reports disclosing information required  
9 under this section on forms prescribed by rule.  
10 Reports shall be filed on or before the required due  
11 dates by using any of the following methods: mail  
12 bearing a United States postal service postmark,  
13 hand-delivery, facsimile transmission, electronic mail  
14 attachment, or electronic filing as prescribed by  
15 rule. Any report that is required to be filed five  
16 days or less prior to an election must be physically  
17 received by the board to be considered timely filed.  
18 For purposes of this section, "physically received"  
19 means the report is either electronically filed using  
20 the board's electronic filing system or is received by  
21 the board prior to 4:30 p.m. on the report due date."  
22 2. Page 18, by inserting after line 29 the  
23 following:  
24 "3. The section of this Act amending section  
25 68A.402, being deemed of immediate importance, takes  
26 effect upon enactment."  
27 3. By renumbering as necessary.

Amendment [H-8424](#) was adopted.

Granzow of Hardin offered amendment [H-8483](#) filed by her from the floor as follows:

[H-8483](#)

- 1 Amend [Senate File 2400](#), as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 17, by inserting after line 14 the  
4 following:  
5 "Sec. \_\_\_. **NEW SECTION. 2.48 REPORTS OF SECURITY**  
6 **BREACHES BY GOVERNMENTAL ENTITIES.**  
7 1. A government, governmental subdivision, agency,  
8 or instrumentality, if required to give notice to a  
9 consumer of a personal information breach of security,  
10 shall also notify the legislative services agency of  
11 such a breach. The legislative services agency shall  
12 report notices received to the legislative oversight  
13 committee.  
14 2. The notice to the legislative services agency  
15 shall include the nature of the breach, the number of  
16 individuals affected by the breach, a copy of the  
17 notice of security breach that was issued, the number  
18 of individuals to whom the notice was sent, whether  
19 the notice was delayed due to law enforcement  
20 considerations, and any procedures that have been  
21 implemented to prevent the breach from reoccurring.  
22 The notice must be provided to the legislative  
23 services agency within twenty days of discovery of the  
24 security breach. In the event that a law enforcement  
25 agency informs the government or governmental  
26 subdivision that notification may impede a criminal  
27 investigation, the report may be delayed until twenty  
28 days after the law enforcement agency has determined  
29 that notice will no longer impede the investigation."  
30 2. By renumbering as necessary.

Hunter of Polk rose on a point of order that amendment [H-8483](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8483](#) not germane.

Granzow of Hardin moved to suspend the rules to consider amendment [H-8483](#).

A non-record roll call was requested.

The ayes were 44, nays 49.

The motion to suspend the rules lost.

Upmeyer of Hancock offered amendment [H-8486](#) filed by her from the floor as follows:

[H-8486](#)

- 1 Amend [Senate File 2400](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 17, by inserting after line 14 the
- 4 following:
- 5 "Sec. \_\_\_\_. **NEW SECTION.** 2.16A CONSIDERATION OF
- 6 APPROPRIATIONS BILLS.
- 7 Bills sponsored by an appropriations committee by
- 8 either the senate or the house of representatives that
- 9 were previously considered by a joint appropriations
- 10 subcommittee shall not be brought to a vote in either
- 11 the senate or the house of representatives until at
- 12 least thirty days have elapsed since a full accounting
- 13 of anticipated revenues and expenditures, for the
- 14 applicable fiscal year for which appropriations in the
- 15 bill are to be made, is made available to the public
- 16 by the fiscal services division of the legislative
- 17 services agency."
- 18 2. By renumbering as necessary.

Hunter of Polk rose on a point of order that amendment [H-8486](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8486](#) not germane.

Upmeyer of Hancock asked for unanimous consent to suspend the rules to consider amendment [H-8486](#).

Objection was raised.

Upmeyer of Hancock moved to suspend the rules to consider amendment [H-8486](#).

Roll call was requested by Upmeyer of Hancock and Raecker of Polk.

On the question "Shall the rules be suspended to consider amendment [H-8486?](#)" ([S.F. 2400](#))

The ayes were, 46:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Horbach	Huseman
Jacobs	Kaufmann	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wiencek
Windschitl	Worthan		

The nays were, 49:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevert	Gaskill	Heddens
Hunter	Huser	Jacoby	Jochum
Kelley	Kressig	Kuhn	Lykam
Mascher	McCarthy	Mertz	Miller, H.
Murphy, Spkr.	Oldson	Olson, D.	Olson, R.
Olson, T.	Palmer	Petersen	Quirk
Reasoner	Reichert	Schueller	Shomshor
Staed	Swaim	Taylor, D.	Taylor, T.
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Winckler	Zirkelbach
Wise, Presiding			

Absent or not voting, 5:

Abdul-Samad	Hoffman	Lensing	Smith
Tomenga			

The motion to suspend the rules lost.

Mascher of Johnson asked and received unanimous consent that amendment [H-8395](#) be deferred.

Alons of Sioux offered amendment [H-8478](#) filed by him from the floor as follows:



[H-8478](#)

1 Amend [Senate File 2400](#), as amended, passed, and  
2 reprinted by the Senate, as follows:

3 1. Page 17, by inserting after line 23 the  
4 following:

5 "Sec. \_\_\_. NEW SECTION. 710B.1 ASSISTING  
6 UNAUTHORIZED ALIENS.

7 1. An employer, employee, or labor organization,  
8 or official member shall not knowingly assist an  
9 unauthorized alien in avoiding contact with state or  
10 federal officials.

11 2. For purposes of this section, an "unauthorized  
12 alien" means a person who is not a citizen or legal  
13 resident and who has not been lawfully admitted to the  
14 United States pursuant to federal law.

15 3. A person who violates this section commits a  
16 class "D" felony."

17 2. By renumbering as necessary.

Hunter of Polk rose on a point of order that amendment [H-8478](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8478](#) not germane.

Alons of Sioux moved to suspend the rules to consider amendment [H-8478](#).

Roll call was requested by Rants of Woodbury and Paulsen of Linn.

On the question "Shall the rules be suspended to consider amendment [H-8478](#)?" ([S.F. 2400](#))

The ayes were, 44:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Horbach	Huseman	Jacobs
Kaufmann	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Raecker
Rants	Rasmussen	Rayhons	Roberts
Sands	Soderberg	Struyk	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wiencek	Windschitl	Worthan

The nays were, 50:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Huser	Jacoby
Jochum	Kelley	Kressig	Kuhn
Lykam	Mascher	McCarthy	Mertz
Miller, H.	Oldson	Olson, R.	Olson, T.
Palmer	Petersen	Quirk	Reasoner
Reichert	Schueller	Shomshor	Smith
Staed	Swaim	Taylor, D.	Taylor, T.
Thomas	Tomenga	Wendt	Wenthe
Wessel-Kroeschell	Whitaker	Whitead	Winckler
Zirkelbach	Wise, Presiding		

Absent or not voting, 6:

Abdul-Samad	Hoffman	Lensing	Murphy, Spkr.
Olson, D.	Schickel		

The motion to suspend the rules lost.

Alons of Sioux offered amendment [H-8479](#) filed by him from the floor as follows:

[H-8479](#)

- 1 Amend [Senate File 2400](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 17, by inserting after line 23 the
- 4 following:
- 5 "Sec. \_\_\_. **NEW SECTION.** 644.1 UNFAIR TRADE
- 6 PRACTICE.
- 7 The discharge of a United States citizen or lawful
- 8 permanent resident alien employee by an employer of
- 9 this state, who, on the date of the discharge employs
- 10 an unauthorized alien, shall be an unfair trade
- 11 practice. For the purpose of this section, "unfair
- 12 trade practice" means any practice which offends
- 13 established public policy. The discharged employee
- 14 shall have a private cause of action for such unfair
- 15 trade practice for damages due to discharge."
- 16 2. By renumbering as necessary.

Hunter of Polk rose on a point of order that amendment [H-8479](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8479](#) not germane.

Alons of Sioux asked for unanimous consent to suspend the rules to consider amendment [H-8479](#).

Objection was raised.

Alons of Sioux moved to suspend the rules to consider amendment [H-8479](#).

Roll call was requested by Rants of Woodbury and Paulsen of Linn.

On the question “Shall the rules be suspended to consider amendment [H-8479](#)?” ([S.F. 2400](#))

The ayes were, 45:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Huseman	Jacobs	Kaufmann
Lukan	May	Miller, L.	Olson, S.
Palmer	Paulsen	Pettengill	Raecker
Rants	Rasmussen	Rayhons	Roberts
Sands	Schickel	Soderberg	Struyk
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen	Watts	Wiencck	Windschitl
Worthan			

The nays were, 51:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Huser	Jacoby
Jochum	Kelley	Kressig	Kuhn
Lensing	Lykam	Mascher	McCarthy
Mertz	Miller, H.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, T.	Petersen
Quirk	Reasoner	Reichert	Schueller
Shomshor	Smith	Staed	Swaim
Taylor, D.	Thomas	Tomenga	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Zirkelbach	Wise,	
		Presiding	

Absent or not voting, 4:

Abdul-Samad          Hoffman                  Horbach                  Taylor, T.

The motion to suspend the rules lost.

Mascher of Johnson asked and received unanimous consent to withdraw amendment [H-8395](#), previously deferred, filed by her on April 2, 2008.

Hunter 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. 2400](#))

The ayes were, 51:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Huser	Jacoby
Jochum	Kelley	Kressig	Kuhn
Lensing	Lykam	Mascher	McCarthy
Mertz	Miller, H.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Quirk	Reasoner	Reichert
Schueller	Shomshor	Smith	Swaim
Taylor, D.	Taylor, T.	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Zirkelbach	Wise,	
		Presiding	

The nays were, 47:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Horbach	Huseman	Jacobs
Kaufmann	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Raecker
Rants	Rasmussen	Rayhons	Roberts
Sands	Schickel	Soderberg	Staed
Struyk	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wienczek	Windschitl	Worthan	

Absent or not voting, 2:

Abdul-Samad          Hoffman

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

### IMMEDIATE MESSAGE

McCarthy of Polk asked and received unanimous consent that [Senate File 2400](#) be immediately messaged to the Senate.

### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hoffman of Crawford on request of Rants of Woodbury; Paulsen of Linn on request of Rants of Woodbury.

The House resumed consideration of [Senate File 2134](#), a bill for an act relating to requirements and duties of members, executive directors, and employees of county commissions of veteran affairs, with report of committee recommending passage and found on pages 1062 through 1063 of the House Journal.

### MOTION TO RECONSIDER PREVAILED (Amendment [H-8354](#))

Bailey of Hamilton asked and received unanimous consent to reconsider the vote by which amendment [H-8354](#) passed the House.

Watts of Dallas offered the following amendment [H-8489](#), to amendment [H-8354](#), filed by him from the floor and moved its adoption:

#### [H-8489](#)

- 1 Amend the amendment, [H-8354](#), to [Senate File 2134](#),
- 2 as amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 4, line 4, by inserting after the figure
- 5 "35B.14." the following: "However, an executive
- 6 director or administrator is not required to complete
- 7 the training specified in this paragraph unless the
- 8 county receives the annual allocation under section

9 35A.16, subsection 3."

10 2. Page 5, by inserting after line 6 the  
11 following:

12 "e. The requirements of paragraphs "a" through "d"  
13 shall not apply to a county that does not receive the  
14 annual allocation specified in section 35A.16,  
15 subsection 3."

Roll call was requested by Ford of Polk and Zirkelbach of Jones.

On the question "Shall amendment [H-8489](#) be adopted?" ([S.F. 2134](#))

The ayes were, 2:

Boal                      Watts

The nays were, 91:

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

Absent or not voting, 7:

Abdul-Samad	Granzow	Hoffman	Horbach
Lensing	Murphy, Spkr.	Paulsen	

Amendment [H-8489](#) lost.

Bailey of Hamilton offered the following amendment [H-8460](#), to amendment [H-8354](#), filed by him and Windschitl of Harrison and moved its adoption:

[H-8460](#)

1 Amend the amendment, [H-8354](#), to [Senate File 2134](#),  
2 as amended, passed, and reprinted by the Senate, as  
3 follows:

4 1. Page 5, by inserting after line 20 the  
5 following:

6 "Sec. 100. Section 321.34, subsection 24, Code  
7 Supplement 2007, is amended to read as follows:

8 24. GOLD STAR PLATES. An owner referred to in  
9 subsection 12 who is the surviving spouse, parent,  
10 child, or sibling of a deceased member of the United  
11 States armed forces who died while serving on active  
12 duty during a time of military conflict or who died as  
13 a result of such service may order special  
14 registration plates bearing a gold star emblem upon  
15 written application to the department accompanied by  
16 satisfactory supporting documentation as determined by  
17 the department. The gold star emblem shall be  
18 designed by the department in cooperation with the  
19 commission of veterans affairs. The special plate  
20 fees collected by the director under subsection 12,  
21 paragraph "a", from the issuance and annual validation  
22 of letter-number designated and personalized gold star  
23 plates shall be paid monthly to the treasurer of state  
24 and credited to the road use tax fund.

25 Notwithstanding section 423.43, and prior to the  
26 crediting of revenues to the road use tax fund under  
27 section 423.43, subsection 1, paragraph "b", the  
28 treasurer of state shall transfer monthly from those  
29 revenues to the veterans license fee fund created in  
30 section 35A.11 the amount of the special fees  
31 collected in the previous month for gold star plates."

32 2. Page 5, line 32, by inserting after the figure  
33 "2009" the following: ", except for section 100 of  
34 this Act, amending section 321.34, which shall take  
35 effect on July 1, 2008".

36 3. Page 5, line 42, by inserting after the word  
37 "appropriation," the following: "concerning  
38 eligibility criteria for special gold star motor  
39 vehicle registration plates".

40 4. By renumbering as necessary.

Amendment [H-8460](#) was adopted.

On motion by Bailey of Hamilton, amendment [H-8354](#), as amended, was adopted.

Bailey of Hamilton 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. 2134](#))

The ayes were, 97:

Alons	Anderson	Arnold	Bailey
Baudler	Bell	Berry	Boal
Bukta	Chambers	Clute	Cohoon
Dandekar	Davitt	De Boef	Deyoe
Dolecheck	Drake	Foege	Ford
Forristall	Frevort	Gaskill	Gayman
Gipp	Granzow	Grassley	Greiner
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Petersen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	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
Winckler	Windschitl	Worthan	Zirkelbach
Wise,			
Presiding			

The nays were, none.

Absent or not voting, 3:

Abdul-Samad	Hoffman	Paulsen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.



## SENATE AMENDMENT CONSIDERED

Zirkelbach of Jones called up for consideration [House File 2283](#), a bill for an act concerning eligibility for receiving a Vietnam Conflict veterans bonus for a certain period of active duty military service, providing a penalty, and including an effective date, amended by the Senate, and moved that the House concur in the following Senate amendment [H-8388](#):

[H-8388](#)

- 1 Amend [House File 2283](#), as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 3, line 6, by striking the words "that
- 4 purpose" and inserting the following: "Vietnam
- 5 Conflict veterans' bonuses".

The motion prevailed and the House concurred in the Senate amendment [H-8388](#).

Zirkelbach of Jones 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. 2283](#))

The ayes were, 97:

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	Greiner
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Petersen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	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
Winckler	Windschitl	Worthan	Zirkelbach
Wise, Presiding			

The nays were, none.

Absent or not voting, 3:

Abdul-Samad	Hoffman	Paulsen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### SENATE AMENDMENT CONSIDERED

Huser of Polk called up for consideration [House File 2651](#), a bill for an act relating to policies for the administration of highways and the regulation of motor vehicles by the department of transportation and to deposits made by a county to the secondary road fund, physical ability tests required for fire fighter applicants, and certain obligations guaranteed by highway funds including matters concerning the bid threshold for emergency highway repairs, the fee for replacement of special dealer registration plates, antique motor vehicle registration fees, used motor vehicle dealer education requirements, disqualification from operating a commercial motor vehicle, an exemption from the civil penalty imposed for certain driver's license sanctions, access to persons with disabilities parking spaces for certain disabled veterans, and permits and fees for the movement of certain oversize or overweight vehicles, drinking driver courses offered at state correctional facilities, and the defeasance of petroleum underground storage tank fund bonds, and providing an effective date, amended by the Senate amendment [H-8414](#):

#### [H-8414](#)

- 1 Amend [House File 2651](#), as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. NEW SECTION. 306.47 UTILITY
- 6 FACILITIES RELOCATION POLICY.

7 It is the policy of the general assembly that a  
8 proactive, cooperative coordination between the  
9 department, local governments, private and public  
10 utility companies, and other affected parties is the  
11 most effective way to minimize costs, eliminate the  
12 need for utilities to relocate facilities, limit  
13 disruption of utility services related to federal,  
14 state, or local highway construction projects, and  
15 limit the potential need for relocation of utility  
16 facilities.

17 All potentially affected parties shall be invited  
18 to participate in development meetings at the design  
19 phase of a highway construction project to review  
20 plans, understand goals and objectives of the proposed  
21 project, and discuss options that would limit the  
22 impact of the construction on utility facilities and  
23 thereby minimize or even eliminate costs associated  
24 with utility facility relocation. All jurisdictions  
25 and other interested parties shall cooperate to  
26 discuss strategies and policies to utilize the Iowa  
27 one call system in the development of a highway  
28 construction project. Failure of the affected parties  
29 to respond or participate during the design phase  
30 shall not in any way affect the ability of the  
31 federal, state, or local agency to proceed with design  
32 and construction."

33 2. Page 1, by inserting after line 4 the  
34 following:

35 "Sec.     . NEW SECTION. 314.29 DICK DRAKE WAY.

36 The highway currently known as the industrial  
37 connector in Muscatine shall be renamed "Dick Drake  
38 Way" in honor of Richard Drake, who served for  
39 thirty-six years as a member of the general assembly  
40 of the state of Iowa."

41 3. By striking page 3, line 11, through page 4,  
42 line 1.

43 4. Page 9, line 15, by inserting after the word  
44 "facility" the following: "listed in section  
45 904.102".

46 5. Page 9, by striking lines 22 through 25 and  
47 inserting the following: "2. However, any person  
48 under age eighteen who is required to attend the  
49 courses for violation of section 321J.2 or 321J.17  
50 must attend a course offered by a substance abuse

Page 2

1 treatment program licensed under chapter 125."

2 6. Page 9, line 32, by striking the words  
3 "colleges and" and inserting the following:  
4 "colleges, ~~and~~".

5 7. Page 9, line 33, by inserting after the figure

- 6 "125" the following: "the department of public  
 7 health, and the department of corrections".  
 8 8. Page 14, line 9, by inserting after the word  
 9 "construction." the following: "If costs for  
 10 construction of improvements according to a city's  
 11 standards exceed the costs for such construction  
 12 according to county standards, the petitioner shall  
 13 pay the difference in the costs."  
 14 9. Page 16, line 21, by striking the word  
 15 "district," and inserting the following: "district".  
 16 10. Page 16, line 24, by inserting after the word  
 17 "highway," the following: "other than roads  
 18 identified under section 357I.2, subsection 3,".  
 19 11. Page 19, by striking lines 26 through 32.  
 20 12. Title page, line 5, by inserting after the  
 21 word "concerning" the following: "utility facility  
 22 relocation due to highway construction,".  
 23 13. Title page, lines 10 and 11, by striking the  
 24 words "disqualification from operating a commercial  
 25 motor vehicle,".  
 26 14. By renumbering, relettering, or redesignating  
 27 and correcting internal references as necessary.

The following amendments to the Senate amendment were withdrawn by unanimous consent:

Amendment [H-8418](#) filed by Paulsen of Linn on April 7, 2008.

Amendment [H-8419](#) filed by S. Olson of Clinton on April 7, 2008.

Amendment [H-8420](#) filed by Alons of Sioux on April 7, 2008.

On motion by Huser of Polk, the House concurred in the Senate amendment [H-8414](#).

Huser 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. 2651](#))

The ayes were, 97:

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	Greiner

Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Petersen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	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	Wienczek
Winckler	Windschitl	Worthan	Zirkelbach
Wise, Presiding			

The nays were, none.

Absent or not voting, 3:

Abdul-Samad      Hoffman      Paulsen

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

### IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2283, 2651** and [Senate File 2134](#).

### Unfinished Business Calendar

[Senate File 2269](#), a bill for an act revising family investment program requirements for limited benefit plans, was taken up for consideration.

Mascher of Johnson 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. 2269](#))

The ayes were, 96:

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	Greiner
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Olson, D.
Olson, R.	Olson, S.	Olson, T.	Palmer
Petersen	Pettengill	Quirk	Raecker
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	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	Winckler
Windschitl	Worthan	Zirkelbach	Wise, Presiding

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Hoffman	Oldson	Paulsen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**[House File 2498](#)**, a bill for an act relating to the disposal of solid waste by changing permitting requirements and updating and clarifying existing provisions, was taken up for consideration.

Grassley of Butler offered amendment [H-8437](#) filed by him as follows:

[H-8437](#)

- 1 Amend [House File 2498](#) as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:

4 "DIVISION I  
 5 SOLID WASTE DISPOSAL"  
 6 2. Page 16, by inserting before line 13 the  
 7 following:  
 8 "DIVISION \_\_\_\_\_  
 9 ACQUISITION OF NATURAL  
 10 RESOURCES PROPERTY  
 11 Sec. \_\_\_\_ Section 6A.1, Code 2007, is amended to  
 12 read as follows:  
 13 6A.1 EXERCISE OF POWER BY STATE.  
 14 1. Proceedings may be instituted and maintained by  
 15 the state of Iowa, or for the use and benefit thereof,  
 16 for the condemnation of such private property as may  
 17 be necessary for any public improvement which the  
 18 general assembly has authorized to be undertaken by  
 19 the state, and for which an available appropriation  
 20 has been made. The executive council shall institute  
 21 and maintain such proceedings in case authority to so  
 22 do be not otherwise delegated.  
 23 2. All proceedings instituted and maintained by  
 24 the department of natural resources or the natural  
 25 resource commission shall not commence without the  
 26 signed authorization of the governor."  
 27 3. Title page, by striking line 1 and inserting  
 28 the following: "An Act relating to the department of  
 29 natural resources by modifying eminent domain  
 30 authority and by changing solid waste disposal".  
 31 4. By renumbering as necessary.

T. Olson of Linn rose on a point of order that amendment [H-8437](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8437](#) not germane.

Grassley of Butler moved to suspend the rules to consider amendment [H-8479](#).

Roll call was requested by Rants of Woodbury and Paulsen of Linn.

On the question "Shall the rules be suspended to consider amendment [H-8437](#)?" ([H.F. 2498](#))

The ayes were, 44:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall

Gipp	Granzow	Grassley	Greiner
Heaton	Horbach	Huseman	Jacobs
Kaufmann	Lukan	May	Miller, L.
Olson, S.	Pettengill	Raecker	Rants
Rasmussen	Rayhons	Roberts	Sands
Schickel	Soderberg	Struyk	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wienczek	Windschitl	Worthan

The nays were, 51:

Bailey	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevort	Gaskill	Gayman
Heddens	Hunter	Huser	Jacoby
Jochum	Kelley	Kressig	Kuhn
Lensing	Lykam	Mascher	McCarthy
Mertz	Miller, H.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Quirk	Reasoner	Reichert
Schueller	Shomshor	Smith	Staed
Swaim	Taylor, T.	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Zirkelbach	Wise, Presiding	

Absent or not voting, 5:

Abdul-Samad	Hoffman	Paulsen	Taylor, D.
Tomenga			

The motion to suspend the rules lost.

T. Olson of Linn offered the following amendment [H-8441](#) filed by him and moved its adoption:

[H-8441](#)

- 1 Amend [House File 2498](#) as follows:
- 2 1. Page 2, by striking lines 11 through 17 and
- 3 inserting the following: "remedial responses.
- 4 a. The instrument shall be sufficient to ensure
- 5 adequate response the lifetime of the project and for
- 6 the thirty years following closure, and to provide for
- 7 the closure of the facility and postclosure care
- 8 required by rules adopted by the commission in the
- 9 event that the operator fails to correctly perform
- 10 closure and postclosure care requirements pursuant to
- 11 section 455B.304, subsection 6."
- 12 2. Page 16, line 4, by striking the word
- 13 "department." and inserting the following:



- 14 "~~department.~~"  
 15 3. Page 16, line 8, by striking the word  
 16 "~~department.~~" and inserting the following:  
 17 "department."

Amendment [H-8441](#) was adopted.

[SENATE FILE 2276](#) SUBSTITUTED FOR [HOUSE FILE 2498](#)

T. Olson of Linn asked and received unanimous consent to substitute [Senate File 2276](#) for [House File 2498](#).

[Senate File 2276](#), a bill for an act relating to the disposal of solid waste by changing permitting requirements and updating and clarifying existing provisions, was taken up for consideration.

T. Olson 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. 2276](#))

The ayes were, 96

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	Greiner
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Petersen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Smith
Soderberg	Staed	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wendt	Wenthe	Wessel-Kroeschell

Whitaker	Whitead	Wienczek	Winckler
Windschitl	Worthan	Zirkelbach	Wise, Presiding

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Hoffman	Paulsen	Tomenga
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[HOUSE FILE 2498](#) WITHDRAWN

T. Olson of Linn asked and received unanimous consent to withdraw [House File 2498](#) from further consideration by the House.

[Senate File 2321](#), a bill for an act relating to the recycling of mercury-containing lamps by providing for a study, with report of committee recommending passage, was taken up for consideration.

Anderson of Page 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. 2321](#))

The ayes were, 96:

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	Greiner
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Petersen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands

Schickel	Schueller	Shomshor	Smith
Soderberg	Staed	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Wiencsek	Winckler
Windschitl	Worthan	Zirkelbach	Wise, Presiding

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Hoffman	Paulsen	Tomenga
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

### Ways and Means Calendar

**House File 2669**, a bill for an act relating to the collection and recycling of mercury-added thermostats, was taken up for consideration.

Anderson of Page 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. 2669](#))

The ayes were, 96:

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	Greiner
Heaton	Heddens	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Petersen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons

Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Smith
Soderberg	Staed	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Wiencsek	Winckler
Windschitl	Worthan	Zirkelbach	Wise, Presiding

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Hoffman	Paulsen	Tomenga
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**House File 2668**, a bill for an act relating to the disposal and recycling of waste oil filters, was taken up for consideration.

Whitead of Woodbury offered the following amendment **H-8484** filed by him from the floor and moved its adoption:

**H-8484**

- 1 Amend **House File 2668** as follows:
- 2 1. Page 1, line 3, by striking the words "WASTE
- 3 OIL ~~AND WASTE~~" and inserting the following: "~~WASTE~~
- 4 USED OIL AND USED".
- 5 2. Page 1, line 5, by striking the word "waste"
- 6 and inserting the following: "~~waste~~ used".
- 7 3. Page 1, line 9, by striking the words "waste
- 8 oil ~~and waste~~" and inserting the following: "~~waste~~
- 9 used oil and used".
- 10 4. Page 1, line 11, by striking the words "waste
- 11 oil ~~and waste~~" and inserting the following: "~~waste~~
- 12 used oil and used".
- 13 5. Page 1, line 13, by striking the word "waste"
- 14 and inserting the following: "~~waste~~ used".
- 15 6. Page 1, line 18, by striking the word "waste".
- 16 7. Title page, line 1, by striking the word
- 17 "waste" and inserting the following: "used".

Amendment **H-8484** was adopted.

Anderson of Page 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. 2668](#))

The ayes were, 96:

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

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Hoffman	Paulsen	Tomenga
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

#### INTRODUCTION OF BILL

[House File 2691](#), by committee on ways and means, a bill for an act relating to and increasing motor vehicle and trailer registration fees and title fees, allocating new revenues from fees to the TIME-21

fund, requiring the department of transportation to conduct an analysis of TIME-21 funding and a study of public transit funding, increasing the motorcycle operator's license fee and allocating the increased revenue to the motorcycle rider education fund, reallocating certain fees collected by the department of transportation, repealing the use tax on vehicles subject to registration and the use tax on certain leased motor vehicles, establishing a fee for new registration of vehicles, providing penalties, and providing effective and applicability dates.

Read first time and placed on the **ways and means calendar**

#### IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2668, 2669** and **Senate Files 2276, 2269** and **2321**.

#### MOTION TO RECONSIDER

[\(Senate File 2394\)](#)

I move to reconsider the vote by which [Senate File 2394](#) passed the House on April 10, 2008.

MCCARTHY of Polk

#### EXPLANATIONS OF VOTE

On April 10, 2008 I inadvertently voted "aye" on [Senate File 2394](#) and meant to vote "nay".

DOLECHECK of Ringgold

I was necessarily absent from the House chamber on April 10, 2008. Had I been present, I would have voted "aye" on [Senate Joint Resolution 2002](#).

STAED of Linn

## 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\2757 Tom Elliott, La Porte City – For celebrating his 90<sup>th</sup> birthday.
- 2008\2758 Bill Farrell, Shenandoah – For his lifetime of service to the Boy Scouts and for receiving the Family Traditions Award.
- 2008\2759 Martin Grider, Bettendorf – For celebrating his 90<sup>th</sup> birthday.
- 2008\2760 John Lawlor, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2761 Charles O’Connell, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2762 James Megown, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2763 Helen Byrum, Bettendorf – For celebrating her 85<sup>th</sup> birthday.
- 2008\2764 Ray Wenzel, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\2765 Ricarda Otto, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2766 Bobbie Dodd, Bettendorf – For celebrating her 85<sup>th</sup> birthday.
- 2008\2767 Gerald Cowells, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\2768 Maurine Rath, Bettendorf – For celebrating her 95<sup>th</sup> birthday.
- 2008\2769 Ida Gutheil, Bettendorf – For celebrating her 85<sup>th</sup> birthday.
- 2008\2770 A. Truitt, Bettendorf – For celebrating her 85<sup>th</sup> birthday.
- 2008\2771 Jewel Schiff, Bettendorf – For celebrating her 90<sup>th</sup> birthday.
- 2008\2772 Marshall Lesser, Bettendorf – For celebrating his 85<sup>th</sup> birthday.
- 2008\2773 Mildred Belser, Bettendorf – For celebrating her 100<sup>th</sup> birthday.
- 2008\2774 Lorraine Vandyke, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2775 Norma Blake, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2776 Lois Gaghagen, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2777 Alfred Darell, Bettendorf – For celebrating his 80<sup>th</sup> birthday.

- 2008\2778 Delmar Hintze, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\2779 James Spray, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2780 Jean Burgstrum, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2781 Leeta Stuhler, Bettendorf – For celebrating her 75<sup>th</sup> birthday.
- 2008\2782 Gregory Hein, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\2783 Janet Robinson, Bettendorf – For celebrating her 75<sup>th</sup> birthday.
- 2008\2784 Paul Anderson, Bettendorf – For celebrating his 85<sup>th</sup> birthday.
- 2008\2785 Bill Blake, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2786 Neoma Stamm, Bettendorf – For celebrating her 85<sup>th</sup> birthday.
- 2008\2787 Walter Stasukewicz, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2788 George Malito, Bettendorf – For celebrating his 85<sup>th</sup> birthday.
- 2008\2789 Nancy Rietz, Bettendorf – For celebrating her 75<sup>th</sup> birthday.
- 2008\2790 Anne Strahl, Bettendorf – For celebrating her 95<sup>th</sup> birthday.
- 2008\2791 Cheryl Ricketts, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2792 Catherine Dick, Bettendorf – For celebrating her 90<sup>th</sup> birthday.
- 2008\2793 Betty Theis, Bettendorf – For celebrating her 75<sup>th</sup> birthday.
- 2008\2794 Dorothy Haes, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2795 Raymond Williams, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2796 Floyd Mills, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\2797 Charles Doyle, Bettendorf – For celebrating his 75<sup>th</sup> birthday.
- 2008\2798 Loretta Glowacki, Bettendorf – For celebrating her 75<sup>th</sup> birthday.
- 2008\2799 Wade Stickler, Bettendorf – For celebrating his 90<sup>th</sup> birthday.
- 2008\2800 Eugene Lightner, Bettendorf – For celebrating his 90<sup>th</sup> birthday.
- 2008\2801 Hazel Coffman, Bettendorf – For celebrating her 85<sup>th</sup> birthday.
- 2008\2802 Stavros Efstathiou, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\2803 Stuart Knox, Bettendorf – For celebrating his 80<sup>th</sup> birthday.



- 2008\2804 Delores Burroughs, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\2805 Clint Mahon, Dallas Center – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

[House Study Bill 792](#)

Human Resources: Wessel-Kroeschell, Chair; Heaton and Heddens.

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 GOVERNMENT OVERSIGHT

[Senate File 2403](#), a bill for an act concerning the ability of the lottery authority to operate a joint lottery with a lottery operated outside of the United States.

Fiscal Note is not required.

Recommended **Do Pass** April 10, 2008.

COMMITTEE ON WAYS AND MEANS

[Senate File 2405](#), a bill for an act relating to renewable energy, providing for state bank acquisition of equity interests in wind energy production facilities, providing for qualification for specified tax credits and refunds by state banks and by owners or manufacturing facilities generating wind energy for on-site consumption rather than sale, providing for the establishment or participation in a program to track, record, or verify the trading of credits for electricity generated from specified sources, and providing effective and retroactive applicability dates.

Fiscal Note is not required.

Recommended **Do Pass** April 10, 2008.

**Committee Bill** (Formerly [House File 2562](#)), relating to and increasing motor vehicle and trailer registration fees and title fees, allocating new revenues from fees to the TIME-21 fund, increasing the motorcycle operator's license fee and allocating the increased revenue to the motorcycle rider education fund, reallocating certain fees collected by the department of transportation, repealing the use tax on vehicles subject to registration and the use tax on certain leased motor vehicles, establishing a fee for new registration of vehicles, making penalties applicable, and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass** April 10, 2008.

**Committee Bill** (Formerly [House File 2652](#)), providing for efforts to mitigate odor emitted from a livestock operation including by providing for basic and applied research and evaluations, and including applicability and effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** April 10, 2008.

### AMENDMENTS FILED

<a href="#">H-8480</a>	<a href="#">S.F. 2122</a>	Tymeson of Madison
<a href="#">H-8485</a>	<a href="#">H.F. 2601</a>	Senate Amendment
<a href="#">H-8487</a>	<a href="#">H.F. 2679</a>	Lukan of Dubuque
		Boal of Polk
		Mertz of Kossuth
		Zirkelbach of Jones
		Heaton of Henry
<a href="#">H-8488</a>	<a href="#">S.F. 2122</a>	Gaskill of Wapello
<a href="#">H-8490</a>	<a href="#">H.F. 2686</a>	Wise of Lee
		Gayman of Scott
<a href="#">H-8491</a>	<a href="#">H.F. 2412</a>	Baudler of Adair
<a href="#">H-8492</a>	<a href="#">H.F. 2679</a>	Kaufmann of Cedar
<a href="#">H-8493</a>	<a href="#">H.F. 2679</a>	Kaufmann of Cedar
		L. Miller of Scott
<a href="#">H-8494</a>	<a href="#">H.F. 2680</a>	Chambers of O'Brien
		May of Dickinson
		Tymeson of Madison
		Boal of Polk
<a href="#">H-8495</a>	<a href="#">H.F. 2679</a>	Winckler of Scott
<a href="#">H-8496</a>	<a href="#">H.F. 2679</a>	Van Fossen of Scott
		Lukan of Dubuque
<a href="#">H-8497</a>	<a href="#">H.F. 2687</a>	Wise of Lee

On motion by McCarthy of Polk the House adjourned at 6:03 p.m., until 9:00 a.m., Friday, April 11, 2008.