

PROOF

STATE OF IOWA

House Journal

TUESDAY, MARCH 31, 2009

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JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fifty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 31, 2009

The House met pursuant to adjournment at 9:12 a.m., Speaker pro tempore Bukta in the chair.

Prayer was offered by Reverend Mike Van Hamersveld, pastor of the First Reformed Church, Rock Valley. He was the guest of Representative Dwayne Alons from Sioux County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Allison Adams, House Page from Red Oak.

The Journal of Monday, March 30, 2009 was approved.

INTRODUCTION OF BILL

[House File 808](#), by Paulsen, Worthan, Dolecheck, Sands, Lukan, May, Huseman, Cownie, Helland, Deyoe, Soderberg, Windschitl, Tymeson, Arnold, S. Olson, Horbach, Drake, Heaton, Rayhons, Pettengill, Rants, L. Miller, Baudler, Raecker, Upmeyer, Alons, Kaufmann, Anderson, Wagner, Schultz, Forristall, De Boef, Struyk, Hagenow, Schulte, Sorenson, Roberts, Tjepkes, Grassley, Koester, Van Engelenhoven, Watts and Sweeney, a bill for an act updating the Code references to the Internet Revenue Code and including effective date and retroactive applicability provisions.

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

On motion by Gayman of Scott, the House was recessed at 9:19 a.m., until 5:30 p.m.

EVENING SESSION

The House reconvened at 5:38 p.m., Speaker pro tempore Bukta in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Arnold of Lucas on request of Horbach of Tama; Helland of Polk, until his arrival, on request of Kaufmann of Cedar; Raecker of Polk on request of Rants of Woodbury.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 31, 2009, amended and passed the following bill in which the concurrence of the House is asked:

[House File 266](#), a bill for an act relating to recording proceedings before a magistrate.

Also: That the Senate has on March 31, 2009, passed the following bill in which the concurrence of the Senate was asked:

[House File 315](#), a bill for an act creating an Iowa collaboration for youth development council and state of Iowa youth advisory council in the department of human rights.

Also: That the Senate has on March 31, 2009, passed the following bill in which the concurrence of the Senate was asked:

[House File 317](#), a bill for an act relating to inclusion of assisted living services under the medical assistance home and community-based services waiver for the elderly.

Also: That the Senate has on March 31, 2009, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 380](#), a bill for an act relating to the administration of programs under the jurisdiction of the department of public health and increasing a penalty.

Also: That the Senate has on March 31, 2009, passed the following bill in which the concurrence of the House is asked:

[Senate File 459](#), a bill for an act providing a property tax exemption for construction or installation of a geothermal heating or cooling system and including an applicability date provision.

MICHAEL E. MARSHALL, Secretary

QUORUM CALL

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

CONSIDERATION OF BILLS
Regular Calendar

[Senate File 254](#), a bill for an act requiring the preparation of a report by the department of veterans affairs relating to the activities of county commissions of veteran affairs, with report of committee recommending amendment and passage, was taken up for consideration.

Kearns of Lee offered the following amendment [H-1296](#) filed by the committee on veterans affairs and moved its adoption:

[H-1296](#)

1 Amend [Senate File 254](#), as passed by the Senate, as
2 follows:
3 1. Page 1, line 3, by striking the word and
4 figure "June 30" and inserting the following: "August
5 31".

The committee amendment [H-1296](#) was adopted.

Kearns of Lee 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. 254](#))

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bailey
Baudler	Beard	Bell	Berry
Burt	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Ficken
Forristall	Frevert	Gaskill	Gayman
Grassley	Hagenow	Heaton	Heddens
Helland	Horbach	Hunter	Huseman
Huser	Isenhart	Jacoby	Kaufmann
Kearns	Kelley	Koester	Kressig

Kuhn	Lensing	Lukan	Lykam
Marek	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Quirk	Rants	Rayhons	Reasoner
Reichert	Roberts	Sands	Schueller
Schulte	Schultz	Shomshor	Smith
Soderberg	Sorenson	Steckman	Struyk
Swaim	Sweeney	Taylor, D.	Taylor, T.
Thede	Thomas	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Wagner	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Windschitl
Worthan	Zirkelbach	Bukta, Presiding	

The nays were, none.

Absent or not voting, 5:

Arnold	Chambers	Ford	Murphy, Spkr.
Raecker			

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

Senate File 291, a bill for an act providing for the recognition and promotion of certified retirement communities, with report of committee recommending passage, was taken up for consideration.

Wendt of Woodbury offered the following amendment **H-1291** filed by him and moved its adoption:

H-1291

1 Amend **Senate File 291**, as passed by the Senate, as
 2 follows:
 3 1. Page 1, by inserting before line 35 the
 4 following:
 5 "The department is encouraged to collaborate with
 6 the Iowa cooperative extension service in agriculture
 7 and home economics at Iowa state university of science
 8 and technology in the development of an outreach
 9 program to assist communities seeking certification."
 10 2. Page 3, by inserting before line 27 the
 11 following:
 12 "____. PROGRAM ADMINISTRATION DEFERRAL. If in the
 13 fiscal year beginning July 1, 2009, the department of

14 elder affairs' appropriations or authorized
 15 full-time-equivalent positions are reduced, the
 16 department may defer the implementation of the
 17 certified retirement communities program until such
 18 time as the department has the resources to administer
 19 the program."
 20 3. By renumbering as necessary.

Amendment [H-1291](#) was adopted.

Wendt of Woodbury 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. 291](#))

The ayes were, 56:

Abdul-Samad	Bailey	Beard	Bell
Berry	Burt	Cohoon	Ficken
Frevert	Gaskill	Gayman	Heddens
Hunter	Huser	Isenhart	Jacoby
Kearns	Kelley	Kressig	Kuhn
Lensing	Lykam	Marek	Mascher
McCarthy	Mertz	Miller, H.	Murphy, Spkr.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Quirk	Reasoner
Reichert	Schueller	Schulte	Shomshor
Smith	Steckman	Swaim	Taylor, D.
Taylor, T.	Thede	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Willems	Winckler	Zirkelbach	Bukta, Presiding

The nays were, 40:

Alons	Anderson	Baudler	Cownie
De Boef	Deyoe	Dolecheck	Drake
Forristall	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schultz
Soderberg	Sorenson	Struyk	Sweeney
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Wagner	Watts	Windschitl	Worthan

Absent or not voting, 4:

Arnold Chambers Ford Raecker

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

House File 522, a bill for an act concerning preferential hiring treatment by government for veterans, was taken up for consideration.

SENATE FILE 186 SUBSTITUTED FOR **HOUSE FILE 522**

Mascher of Johnson asked and received unanimous consent to substitute **Senate File 186** for **House File 522**.

Senate File 186, a bill for an act concerning preferential hiring treatment by government for veterans, was taken up for consideration.

Tymeson of Madison offered the following amendment **H-1109** filed by her and Mascher of Johnson and moved its adoption:

H-1109

- 1 Amend **Senate File 186**, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 8, by inserting after the word
- 4 "qualifications." the following: "**However, any**
- 5 **veteran's preference provided shall not deny equally**
- 6 **qualified residents of this state from being given**
- 7 **equal consideration for an interview as veterans who**
- 8 **are not residents of this state.**"
- 9 2. Page 1, line 34, by inserting after the word
- 10 "**interview**" the following: "**and any veteran's**
- 11 **preference provided shall not deny equally qualified**
- 12 **residents of this state from being given equal**
- 13 **consideration for an interview as veterans who are not**
- 14 **residents of this state**".

Amendment **H-1109** was adopted.

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. 186](#))

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bailey
Baudler	Beard	Bell	Berry
Burt	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Ficken
Ford	Forristall	Frevert	Gaskill
Gayman	Grassley	Hagenow	Heaton
Heddens	Helland	Horbach	Hunter
Huseman	Huser	Isenhart	Jacoby
Kaufmann	Kearns	Kelley	Koester
Kressig	Kuhn	Lensing	Lukan
Lykam	Marek	Mascher	May
McCarthy	Mertz	Miller, H.	Miller, L.
Murphy, Spkr.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rayhons	Reasoner	Reichert	Roberts
Sands	Schueller	Schulte	Schultz
Shomshor	Smith	Soderberg	Sorenson
Steckman	Struyk	Swaim	Sweeney
Taylor, D.	Taylor, T.	Thede	Thomas
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Wagner	Watts	Wendt	Wenthe
Wessel-Kroeschell	Whitaker	Whitead	Willems
Winckler	Windschitl	Worthan	Zirkelbach
Bukta,			
Presiding			

The nays were, none.

Absent or not voting and 3:

Arnold	Chambers	Raecker
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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 522](#) WITHDRAWN

Mascher of Johnson asked and received unanimous consent to withdraw [House File 522](#) from further consideration by the House.

[Senate File 360](#), a bill for an act relating to the accreditation of school districts and nonpublic schools and the reorganization of school

districts, with report of committee recommending passage, was taken up for consideration.

Palmer of Mahaska 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. 360](#))

The ayes were, 91:

Abdul-Samad	Alons	Anderson	Bailey
Baudler	Beard	Bell	Berry
Burt	Cohoon	Cownie	Deyoe
Dolecheck	Drake	Ficken	Ford
Forristall	Frevert	Gaskill	Gayman
Grassley	Hagenow	Heaton	Heddens
Helland	Horbach	Hunter	Huseman
Huser	Isenhardt	Jacoby	Kearns
Kelley	Koester	Kressig	Kuhn
Lensing	Lukan	Lykam	Marek
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Quirk	Rants	Rayhons	Reasoner
Reichert	Sands	Schueller	Schulte
Schultz	Shomshor	Smith	Soderberg
Sorenson	Steckman	Struyk	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Tjepkes	Van Engelenhoven	Wagner	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Windschitl
Worthan	Zirkelbach	Bukta, Presiding	

The nays were, 6:

De Boef	Kaufmann	Roberts	Sweeney
Tymeson	Upmeyer		

Absent or not voting, 3:

Arnold	Chambers	Raecker
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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 File 339](#), a bill for an act relating to wastewater treatment and providing an effective date, with report of committee recommending amendment and passage, was taken up for consideration.

Kressig of Black Hawk offered amendment [H-1300](#) filed by the committee on environmental protection as follows:

[H-1300](#)

- 1 Amend [Senate File 339](#), as passed, amended, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, by striking lines 29 and 30 and
- 4 inserting the following: "wastewater treatment
- 5 financial assistance program. A".
- 6 2. Page 4, by striking lines 9 through 13.
- 7 3. Page 9, line 8, by inserting after the word
- 8 "impact" the following: "while improving water
- 9 quality".
- 10 4. Page 10, line 29, by inserting after the word
- 11 "variance" the following: "improve water quality
- 12 and".
- 13 5. Page 11, by striking lines 27 and 28.
- 14 6. Page 11, by striking lines 34 and 35.
- 15 7. By renumbering, redesignating, and correcting
- 16 internal references as necessary.

Kressig of Black Hawk offered the following amendment [H-1342](#), to the committee amendment [H-1300](#), filed by him from the floor and moved its adoption:

[H-1342](#)

- 1 Amend the amendment, H-1300, to [Senate File 339](#), as
- 2 amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by inserting after line 6 the
- 5 following:
- 6 "___". Page 7, by striking lines 31 through 34 and
- 7 inserting the following:
- 8 "10. A water resource restoration project shall
- 9 not include the acquisition of property, an interest
- 10 in property, or improvements to property through
- 11 condemnation.""
- 12 2. By renumbering as necessary.

Amendment [H-1342](#) was adopted.

On motion by Kressig of Black Hawk the committee amendment [H-1300](#), as amended, was adopted.

Kressig of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 339](#))

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bailey
Baudler	Beard	Bell	Berry
Burt	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Ficken
Ford	Forristall	Frevert	Gaskill
Gayman	Grassley	Hagenow	Heaton
Heddens	Helland	Horbach	Hunter
Huseman	Huser	Isenhart	Jacoby
Kaufmann	Kearns	Kelley	Koester
Kressig	Kuhn	Lensing	Lukan
Lykam	Marek	Mascher	May
McCarthy	Mertz	Miller, H.	Miller, L.
Murphy, Spkr.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rayhons	Reasoner	Reichert	Roberts
Sands	Schueller	Schulte	Schultz
Shomshor	Smith	Soderberg	Sorenson
Steckman	Struyk	Swaim	Sweeney
Taylor, D.	Taylor, T.	Thede	Thomas
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Wagner	Watts	Wendt	Wenthe
Wessel-Kroeschell	Whitaker	Whitead	Willems
Winckler	Windschitl	Worthan	Zirkelbach
Bukta, Presiding			

The nays were, none.

Absent or not voting, 3:

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

Speaker Murphy in the chair at 6:26 p.m.

[Senate File 436](#), a bill for an act relating to observers at satellite absentee voting stations, with report of committee recommending amendment and passage, was taken up for consideration.

Isenhart of Dubuque offered the following amendment [H-1305](#) filed by the committee on state government and moved its adoption:

[H-1305](#)

- 1 Amend [Senate File 436](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 4, by striking the words "first
- 4 be available at" and inserting the following: "be
- 5 available at a".
- 6 2. Page 1, line 5, by striking the word
- 7 "stations" and inserting the following: "station".
- 8 3. Page 1, line 7, by striking the word "each"
- 9 and inserting the following: "the".
- 10 4. Page 1, line 9, by striking the word
- 11 "stations" and inserting the following: "station".

The committee amendment [H-1305](#) was adopted.

Isenhart of Dubuque 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. 436](#))

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bailey
Baudler	Beard	Bell	Berry
Bukta	Burt	Cphoon	Cownie
De Boef	Deyoe	Dolecheck	Drake
Ficken	Ford	Forristall	Frevert
Gaskill	Gayman	Grassley	Hagenow
Heaton	Heddens	Helland	Horbach
Hunter	Huseman	Huser	Isenhart
Jacoby	Kaufmann	Kearns	Kelley
Koester	Kressig	Kuhn	Lensing
Lukan	Lykam	Marek	Mascher
May	McCarthy	Mertz	Miller, H.
Miller, L.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rayhons	Reasoner	Reichert	Roberts
Sands	Schueller	Schulte	Schultz

Shomshor	Smith	Soderberg	Sorenson
Steckman	Struyk	Swaim	Sweeney
Taylor, D.	Taylor, T.	Thede	Thomas
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Wagner	Watts	Wendt	Wenthe
Wessel-Kroeschell	Whitaker	Whitead	Willems
Winckler	Windschitl	Worthan	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, none.

Absent or not voting, 3:

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

IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 186, 254, 291, 339, 360 and 436.**

[Senate File 441](#), a bill for an act relating to local emergency management by modifying provisions of the statewide mutual aid compact and by making changes to certain funding provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Schueller of Jackson offered the following amendment [H-1302](#) filed by the committee on local government and moved its adoption:

[H-1302](#)

- 1 Amend [Senate File 441](#), as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, by striking lines 1 through 5.
- 4 2. Page 2, by striking lines 9 through 17.
- 5 3. Title page, lines 1 and 2, by striking the
- 6 words "and by making changes to certain funding
- 7 provisions".
- 8 4. By renumbering as necessary.

The committee amendment [H-1302](#) was adopted.

Schueller of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 441](#))

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bailey
Baudler	Beard	Bell	Berry
Bukta	Burt	Cohoon	Cownie
De Boef	Deyoe	Dolecheck	Drake
Ficken	Ford	Forristall	Frevert
Gaskill	Gayman	Grassley	Hagenow
Heaton	Heddens	Helland	Horbach
Hunter	Huseman	Huser	Isenhart
Jacoby	Kaufmann	Kearns	Kelley
Koester	Kressig	Kuhn	Lensing
Lukan	Lykam	Marek	Mascher
May	McCarthy	Mertz	Miller, H.
Miller, L.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rayhons	Reasoner	Reichert	Roberts
Sands	Schueller	Schulte	Schultz
Shomshor	Smith	Soderberg	Sorenson
Steckman	Struyk	Swaim	Sweeney
Taylor, D.	Taylor, T.	Thede	Thomas
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Wagner	Watts	Wendt	Wenthe
Wessel-Kroeschell	Whitaker	Whitead	Willems
Winckler	Windschitl	Worthan	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, none.

Absent or not voting, 3:

Arnold	Chambers	Raecker
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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.

House File 774, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing

provisions, or remove ambiguities, and including effective and applicability date provisions, was taken up for consideration.

Huser of Polk offered the following amendment [H-1200](#) filed by the committee on judiciary and moved its adoption:

[H-1200](#)

1 Amend [House File 774](#) as follows:

2 1. Page 7, by striking lines 33 and 34 and
3 inserting the following:

4 "b. However, if the population data for
5 legislative".

6 2. Page 130, by inserting after line 35, the
7 following:

8 "Sec.____. Section 437A.15, subsection 4,
9 unnumbered paragraph 1, Code 2009, is amended to read
10 as follows:

11 On or before August 31 following tax years 1999,
12 2000, and 2001, each county treasurer shall compute a
13 special utility property tax levy or tax credit for
14 each taxpayer for which a replacement tax liability
15 for each such tax year is reported to the county
16 treasurer pursuant to subsection 1, and shall notify
17 the taxpayer of the amount of such tax levy or tax
18 credit. The amount of the special utility property
19 tax levy or credit shall be determined for each
20 taxpayer by the county treasurer by comparing the
21 taxpayer's total replacement tax liability allocated
22 to taxing districts in the county pursuant to this
23 section with the anticipated tax revenues from the
24 taxpayer for all taxing districts in the county. If
25 the taxpayer's total replacement tax liability
26 allocated to taxing districts in the county is less
27 than the anticipated tax revenues from the taxpayer
28 for all taxing districts in the county, the county
29 treasurer shall levy a special utility property tax
30 equal to the shortfall which shall be added to and
31 collected with the replacement tax owed by the
32 taxpayer to the county treasurer for the tax year
33 pursuant to section 437A.8, subsection 4. If the
34 taxpayer's total replacement tax liability allocated
35 to taxing districts in the county exceeds the
36 anticipated tax revenues from the taxpayer for all
37 taxing districts in the county, the county treasurer
38 shall issue a credit to the taxpayer which shall be
39 applied to reduce the taxpayer's replacement tax
40 liability to the county treasurer for the tax year.
41 If the taxpayer's total replacement tax liability
42 allocated to taxing districts in the county equals the

43 anticipated tax revenues from the taxpayer for all
44 taxing districts in the county, no levy or credit is
45 required. Replacement tax liability for purposes of
46 this subsection means replacement tax liability before
47 credits allowed by section 437A.8, subsection 7. A
48 recalculation of a special utility property tax levy
49 or credit shall not be made as a result of a
50 subsequent recalculation of replacement tax liability

Page 2

1 under section 437A.8, subsection 7, or adjustment to
2 assessed value under section 437A.19, subsection 2,
3 paragraph "f" "a", subparagraph (6). "Anticipated tax
4 revenues from a taxpayer" means the product of the
5 total levy rates imposed by the taxing districts and
6 the value of taxpayer property allocated to the taxing
7 districts and reported to the county auditor. Special
8 utility property tax levies and credits shall be
9 treated as replacement taxes for purposes of section
10 437A.11. If a special utility property tax levy
11 payment becomes delinquent, the delinquent payment
12 shall accrue interest and penalty in the same manner
13 and amount as the replacement tax under section
14 437A.13."
15 3. By renumbering as necessary.

The committee amendment [H-1200](#) was adopted.

[SENATE FILE 449](#) SUBSTITUTED FOR [HOUSE FILE 774](#)

Huser of Polk asked and received unanimous consent to substitute [Senate File 449](#) for [House File 774](#).

[Senate File 449](#), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and applicability date provisions, was taken up for consideration.

Huser 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. 449](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bailey
Baudler	Beard	Bell	Berry
Bukta	Burt	Cohoon	Cownie
De Boef	Deyoe	Dolecheck	Drake
Ficken	Ford	Forristall	Frevert
Gaskill	Gayman	Grassley	Hagenow
Heaton	Heddens	Helland	Horbach
Hunter	Huseman	Huser	Isenhart
Jacoby	Kaufmann	Kearns	Kelley
Koester	Kressig	Kuhn	Lensing
Lukan	Lykam	Marek	Mascher
May	McCarthy	Mertz	Miller, H.
Miller, L.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Rants
Rayhons	Reasoner	Reichert	Roberts
Sands	Schueller	Schulte	Schultz
Shomshor	Smith	Soderberg	Sorenson
Steckman	Struyk	Swaim	Sweeney
Taylor, T.	Thede	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Wagner
Watts	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Windschitl	Worthan	Zirkelbach	Mr. Speaker
			Murphy

The nays were, 1:

Taylor, D.

Absent or not voting, 3:

Arnold Chambers Raecker

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

IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 441** and **449**.

[HOUSE FILE 259](#) REFERRED

The Speaker announced that [House File 259](#), previously placed on the **calendar** was referred to committee on **ways and means**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on March 26, 2009. Had I been present, I would have voted "aye" on [House File 420](#).

ALONS of Sioux

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 31st day of March, 2009: House Files 122 and 314.

MARK W. BRANDSGARD
Chief Clerk of the House

Report adopted.

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF PUBLIC HEALTH

Iowa Board of Medicine/Iowa Board of Physicians Assistant Collaboration Report, pursuant to Chapter 148C.12, Code of Iowa.

Iowa Communications Network Utilization Report, pursuant to Chapter 8D.10, Code of Iowa.

Anatomical Gifts Report, pursuant to Chapter 142C.17, Code of Iowa.

Child Death Review Team Annual Report, pursuant to Chapter 135.43, Code of Iowa.

Hemophilia Advisory Council Annual Report, pursuant to Chapter 135N.6, Code of Iowa.

DEPARTMENT OF REVENUE

Biofuel Producers Tax Credits Evaluation Study, pursuant to Chapter 214A, Code of Iowa.

SUBCOMMITTEE ASSIGNMENTS

House File 806

Education: Wendt, Chair; Ficken and May.

Senate File 452

Appropriations: Reichert, Chair; Jacoby and Watts.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 286

Ways and Means: Wendt, Chair; Bukta and Kaufmann.

AMENDMENTS FILED

<u>H-1341</u>	<u>S.F. 419</u>	Rants of Woodbury
<u>H-1343</u>	<u>H.F. 805</u>	Hagenow of Polk
<u>H-1344</u>	<u>H.F. 805</u>	Huseman of Cherokee
<u>H-1345</u>	<u>S.F. 415</u>	Kaufmann of Cedar
<u>H-1346</u>	<u>S.F. 415</u>	Grassley of Butler
<u>H-1347</u>	<u>S.F. 415</u>	Tymeson of Madison
<u>H-1348</u>	<u>S.F. 415</u>	Tymeson of Madison
<u>H-1349</u>	<u>S.F. 415</u>	Kaufmann of Cedar
<u>H-1350</u>	<u>S.F. 415</u>	Kaufmann of Cedar
<u>H-1351</u>	<u>S.F. 415</u>	Tymeson of Madison
<u>H-1352</u>	<u>S.F. 415</u>	Tymeson of Madison
<u>H-1353</u>	<u>S.F. 415</u>	Tymeson of Madison
<u>H-1354</u>	<u>S.F. 415</u>	Grassley of Butler
<u>H-1355</u>	<u>S.F. 415</u>	Grassley of Butler
<u>H-1356</u>	<u>S.F. 415</u>	Grassley of Butler
<u>H-1357</u>	<u>S.F. 415</u>	Grassley of Butler
<u>H-1358</u>	<u>S.F. 415</u>	Kaufmann of Cedar
<u>H-1359</u>	<u>S.F. 415</u>	Kaufmann of Cedar
<u>H-1360</u>	<u>S.F. 415</u>	Kaufmann of Cedar
<u>H-1361</u>	<u>H.F. 266</u>	Senate Amendment
<u>H-1362</u>	<u>H.F. 805</u>	Windschitl of Harrison
<u>H-1363</u>	<u>S.F. 423</u>	Hagenow of Polk
		Frevert of Palo Alto
		H. Miller of Webster

H-1364	S.F. 445	Horbach of Tama
H-1365	S.F. 445	Struyk of Pottawattamie
		Pettengill of Benton
H-1366	S.F. 445	Horbach of Tama
H-1367	S.F. 445	Pettengill of Benton
		Struyk of Pottawattamie
H-1368	S.F. 3	May of Dickinson
H-1369	S.F. 419	Kaufmann of Cedar
		R. Olson of Polk
		Huser of Polk
		Horbach of Tama
H-1370	S.F. 419	Rants of Woodbury

On motion by McCarthy of Polk the House adjourned at 6:47 p.m., until 9:00 a.m., Wednesday, April 1, 2009.