

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 22, 2009

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JOURNAL OF THE HOUSE

One Hundred-first Calendar Day - Sixty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 22, 2009

The House met pursuant to adjournment at 2:42 p.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Tony Liston, pastor of Adventure Christian Community Church, Davenport. He was the guest of Representative Rod Roberts of Carroll County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Drew Flickinger, House Page from Story City.

The Journal of Tuesday, April 21, 2009 was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 2009, amended and passed the following bill in which the concurrence of the House is asked:

[House File 756](#), a bill for an act relating to regional watershed, land use, and floodplain management policies, and providing for the establishment of a council.

Also: That the Senate has on April 21, 2009, amended and passed the following bill in which the concurrence of the House is asked:

[House File 809](#), 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 effective and retroactive applicability dates.

Also: That the Senate has on April 21, 2009, passed the following bill in which the concurrence of the Senate was asked:

[House File 817](#), a bill for an act relating to the research activities tax credit for innovative renewable energy generation components and making an appropriation and providing applicability date provisions.

Also: That the Senate has on April 21, 2009, refused to concur in the House amendment to pass the following bill in which the concurrence of the Senate was asked:

[Senate File 224](#), a bill for an act relating to the licensing and regulation of plumbers, mechanical professionals, and contractors, and including an applicability provision.

Also: That the Senate has on April 21, 2009, amended the House amendment, concurred in the House amendment as amended and passed the following bill in which the concurrence of the House is asked:

[Senate File 389](#), a bill for an act relating to health care, health care providers, and health care coverage, providing penalties, and providing retroactive and other effective dates.

Also: That the Senate has on April 21, 2009, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

[Senate File 470](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective dates.

MICHAEL E. MARSHALL, Secretary

HOUSE INSISTS

Quirk of Chickasaw called up for consideration [Senate File 224](#), a bill for an act relating to the licensing and regulation of plumbers, mechanical professionals, and contractors, and including an applicability provision and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED ([Senate File 224](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [Senate File 224](#): Quirk of Chickasaw, Chair; Willems of Linn, Thomas of Clayton, Struyk of Pottawattamie and Koester of Polk.

HOUSE REFUSED TO CONCUR

Winckler of Scott called up for consideration [Senate File 470](#), a bill for an act relating to the funding of, the operation of, and

appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective dates, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment [H-1659](#) to the House amendment:

[H-1659](#)

1 Amend the House amendment, [S-3268](#), to Senate File
2 470, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. By striking page 1, line 3, through page 2,
5 line 6.
6 2. Page 2, by striking lines 19 through 22.
7 3. By striking page 2, line 50, through page 3,
8 line 29.
9 4. Page 3, by inserting after line 35 the
10 following:
11 " _____. Page 24, lines 19 and 20, by striking the
12 words "beginning with the October payroll."
13 5. Page 3, by striking lines 39 through 49.
14 6. Page 3, by inserting before line 50 the
15 following:
16 " _____. Page 27, by inserting after line 17 the
17 following:
18 "Sec. _____. **NEW SECTION.** 261D.4 PROVISIONAL
19 WITHDRAWAL FROM COMPACT.
20 The state of Iowa hereby withdraws from the
21 midwestern higher education compact effective July 1,
22 2009, until such time as the state has the resources
23 to resume membership and reenters into the compact.
24 The state of Iowa's obligations and liability under
25 the compact shall cease upon the effective date of its
26 withdrawal from the compact. The section shall
27 prevail over any contrary provisions of this
28 chapter.""
29 7. By striking page 4, line 35, through page 5,
30 line 12.
31 8. Page 5, by inserting before line 13 the
32 following:
33 " _____. Page 27, by inserting after line 31 the
34 following:
35 "Sec. _____. Section 272.2, subsection 10, Code
36 2009, is amended to read as follows:
37 10. Issue statements of professional recognition
38 to school service personnel who have attained a
39 minimum of a baccalaureate degree and who are licensed
40 by another professional licensing board, including but
41 not limited to athletic trainers licensed under

42 chapter 152D.

43 Sec.____. Section 272.2, Code 2009, is amended by
44 adding the following new subsection:

45 NEW SUBSECTION. 18. May adopt rules for
46 practitioners who are not eligible for a statement of
47 professional recognition under subsection 10, but have
48 received a baccalaureate degree and provide a service
49 to students at any or all levels from prekindergarten
50 through grade twelve for a school district, accredited

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1 nonpublic school, area education agency, or preschool
2 program established pursuant to chapter 256C."

3 _____. Page 32, by inserting after line 28 the
4 following:

5 "Sec.____. Section 422.33, Code 2009, is amended
6 by adding the following new subsection:

7 NEW SUBSECTION. 27. The taxes imposed under this
8 division shall be reduced by a school tuition
9 organization tax credit allowed under section 422.11S.

10 The maximum amount of tax credits that may be approved
11 under this subsection for a tax year equals
12 twenty-five percent of the school tuition
13 organization's tax credits that may be approved
14 pursuant to section 422.11S, subsection 7, for a tax
15 year."

16 9. By striking page 5, line 16, through page 10,
17 line 38.

18 10. By renumbering, relettering, redesignating,
19 or correcting internal references as necessary.

The motion lost and the House refused to concur in the Senate amendment [H-1659](#), to the House amendment.

IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 224** and **470**.

The House stood at ease at 2:58 p.m., until the fall of the gavel.

The House resumed session at 6:34 p.m., Speaker Murphy in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Rants of Woodbury and Worthan of Buena Vista on request of Lukan of Dubuque;
Van Engelenhoven of Marion on request of Arnold of Lucas.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-two members present, eight absent.

Zirkelbach of Jones in the chair at 6:35 p.m.

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 22, 2009, passed the following bill in which the concurrence of the Senate was asked:

[House File 815](#), a bill for an act relating to articulation agreements between public postsecondary institutions and to the dissemination of articulation information.

Also: that the Senate has on April 22, 2009, appointed the conference committee to [Senate File 224](#), a bill for an act relating to the licensing and regulation of plumbers, mechanical professionals, and contractors, and including an applicability provision. (Formerly [SSB 1102](#).), and the members of the Conference Committee on the part of the Senate are: The Senator from Black Hawk, Senator Danielson, Chair; the Senator from Warren, Senator Appel; the Senator from Marshall, Senator Sodders; the Senator from Sioux, Senator Feenstra; the Senator from Woodbury, Senator Wieck.

Also: That the Senate has on April 22, 2009, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

[Senate File 433](#), a bill for an act relating to the classification and assessment of violations in health care facilities and assisted living programs and providing penalties.

Also: That the Senate has on April 22, 2009, insisted on its amendment to [Senate File 437](#), a bill for an act relating to the affairs of the governing body of a drainage district by providing for public access to meetings and records. (Formerly [SF 260](#).), and the members of the Conference Committee on the part of the Senate are: The Senator from Story, Senator Olive, Chair; the Senator from Jasper, Senator Black; the Senator

from Davis, Senator Kreiman; the Senator from Scott, Senator Hamerlinck; the Senator from Clarke, Senator Reynolds.

Also: that the Senate has on April 22, 2009, insisted on its amendment to [Senate File 470](#), a bill for an act relating to the funding of, the operation of, and appropriation of money to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective dates. (Formerly [SSB 1322](#).), and the members of the Conference Committee on the part of the Senate are: The Senator from Fayette, Senator Schoenjahn, Chair; the Senator from Bremer, Senator Heckroth; the Senator from Story, Senator Quirnbach; the Senator from Shelby, Senator Boettger; the Senator from Polk, Senator Zaun.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS Ways and Means Calendar

[Senate File 476](#), a bill for an act relating to a quality assurance assessment program, nursing facility reimbursements, and providing monetary penalties, contingencies, and effective dates, with report of committee recommending passage, was taken up for consideration.

Reasoner of Union 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. 476](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Arnold
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
Isenhardt	Jacoby	Kaufmann	Kearns
Kelley	Koester	Kressig	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	Raecker
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	Wagner
Watts	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Windschitl	Zirkelbach, Presiding		

The nays were, none.

Absent or not voting, 6:

Chambers	Kuhn	Murphy, Spkr.	Rants
Van Engelenhoven	Worthan		

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

SENATE AMENDMENT CONSIDERED

Gayman of Scott called up for consideration [House File 756](#), a bill for an act relating to regional watershed, land use, and floodplain management policies and providing for the establishment of a council, amended by the Senate, and moved that the House concur in the following Senate amendment [H-1660](#):

[H-1660](#)

1 Amend [House File 756](#), as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 5, by inserting after line 10 the
 4 following:
 5 "Sec. _____. **NEW SECTION.** 455B.290 COUNTY AND CITY
 6 CONTROL OF JUNKYARDS.
 7 Nothing in this part shall be construed as limiting
 8 the authority of a city or county to adopt an
 9 ordinance regulating a junkyard located within a five
 10 hundred year flood plain."
 11 2. Page 7, by striking lines 1 and 2 and
 12 inserting the following: "recommendations shall be
 13 submitted to the governor and the general assembly not
 14 later than".
 15 3. Page 7, line 13, by striking the words "the
 16 rebuild Iowa office,".
 17 4. Page 7, line 15, by inserting after the word
 18 "districts," the following: "agricultural
 19 interests,".
 20 5. Page 7, line 20, by striking the words "The
 21 land" and inserting the following: "In addition to

- 22 the use of Iowa land for agriculture and economic
 23 development, the land".
 24 6. Page 7, line 24, by striking the words
 25 "economic and".
 26 7. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment [H-1660](#).

Gayman of Scott 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. 756](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Beard	Bell
Berry	Bukta	Burt	Cohoon
Cownie	De Boef	Deyoe	Dolecheck
Drake	Ficken	Ford	Forristall
Frevert	Gayman	Grassley	Hagenow
Heaton	Heddens	Helland	Horbach
Hunter	Huseman	Huser	Isenhart
Jacoby	Kaufmann	Kearns	Kelley
Koester	Kressig	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	Raecker
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	Wagner
Watts	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Windschitl	Zirkelbach, Presiding		

The nays were, 1:

Gaskill

Absent or not voting, 5:

Chambers Kuhn Rants Van Engelenhoven
Worthan

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

SENATE AMENDMENT CONSIDERED

T. Taylor of Linn called up for consideration [Senate File 475](#), a bill for an act relating to and making appropriations to the justice system, and including effective and retroactive applicability date provisions, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment [H-1654](#) to the House amendment:

[H-1654](#)

- 1 Amend the House amendment, [S-3280](#), to Senate File
- 2 475, as passed by the Senate, as follows:
- 3 1. By striking page 1, line 12, through page 2,
- 4 line 30.
- 5 2. By renumbering as necessary.

Roll call was requested by Raecker of Polk and Paulsen of Linn.

On the question "Shall amendment [H-1654](#) be adopted?" ([S.F. 475](#))

The ayes were, 52:

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

The nays were, 42:

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

Absent or not voting, 6:

Chambers	Kuhn	Rants	Van Engelenhoven
Whitaker	Worthan		

The motion prevailed and the House concurred in the Senate amendment [H-1654](#), to the House amendment.

T. Taylor of Linn moved that the bill, as amended by the House, further 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?" ([S.F. 475](#))

The ayes were, 54:

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

The nays were, 41:

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

Absent or not voting, 5:

Chambers	Kuhn	Rants	Van Engelenhoven
Worthan			

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

CONFERENCE COMMITTEE APPOINTED
([Senate File 437](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [Senate File 437](#): Kressig of Black Hawk, Chair; Burt of Black Hawk, Huser of Polk, Windschitl of Harrison and Wagner of Linn.

HOUSE REFUSED TO CONCUR

T. Olson of Linn called up for consideration [Senate File 457](#), a bill for an act relating to disaster recovery by legalizing certain actions taken and proceedings conducted by cities and counties in response to a natural disaster, designating certain activities as essential corporate purposes and essential county purposes, amending provisions related to local bonding authority and contract letting requirements, amending provisions relating to emergency contract letting requirements for joint governmental entities and institutions under the control of the board of regents, amending provisions related to city and county lease contracts and loan agreements, modifying provisions relating to municipal support of certain projects, amending provisions related to expenditures from certain revolving loan funds,

authorizing cities and counties to create disaster revitalization areas, and including effective date and retroactive applicability date provisions, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment [H-1655](#) to the House amendment:

[H-1655](#)

1 Amend the House amendment, [S-3246](#), to Senate File
2 457, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 3, by inserting after line 15 the
5 following:
6 "____. Page 12, by inserting after line 22 the
7 following:
8 "DIVISION IV
9 DISASTER RECOVERY HOUSING PROJECT TAX CREDIT
10 Sec.____. NEW SECTION. 16.191 DISASTER RECOVERY
11 HOUSING PROJECT TAX CREDIT.
12 1. a. A tax credit shall be allowed against the
13 taxes imposed in chapter 422, divisions II and III for
14 a portion of a taxpayer's qualifying investment, as
15 provided in subsection 3, in a qualifying disaster
16 recovery housing project. To qualify as a disaster
17 recovery housing project, a property, and the
18 activities affecting the property, shall meet all of
19 the following conditions:
20 (1) The property is owned by a taxpayer who is an
21 individual, business, or corporation subject to
22 taxation under chapter 422, divisions II or III.
23 (2) A qualifying investment, as defined in
24 subsection 3, is made by the taxpayer.
25 (3) The project involves the construction or
26 rehabilitation of housing on the property.
27 (4) The property is located in an area that the
28 governor proclaimed a disaster emergency or the
29 president of the United States declared a major
30 disaster during the period of time beginning May 1,
31 2008, and ending August 31, 2008.
32 (5) An application for low-income housing tax
33 credits pursuant to section 42 of the Internal Revenue
34 Code has been submitted to the Iowa finance authority
35 on behalf of the project and has been determined by
36 the authority to meet the threshold requirements for
37 an award of credits as set forth in the applicable
38 qualified allocation plan.
39 b. An individual may claim a tax credit under this
40 subsection of a partnership, limited liability
41 company, S corporation, estate, or trust electing to
42 have income taxed directly to the individual. The

43 amount claimed by the individual shall be based upon
44 the pro rata share of the individual's earnings from
45 the partnership, limited liability company, S
46 corporation, estate, or trust.

47 2. a. To claim a disaster recovery housing
48 project tax credit under this section, a taxpayer must
49 attach one or more tax credit certificates to the
50 taxpayer's tax return. The tax credit certificate or

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1 certificates attached to the taxpayer's tax return
2 shall be issued in the taxpayer's name, expire on or
3 after the last day of the taxable year for which the
4 taxpayer is claiming the tax credit, and show a tax
5 credit amount equal to or greater than the tax credit
6 claimed on the taxpayer's tax return.

7 b. After verifying the eligibility of a taxpayer
8 for a tax credit pursuant to this section, the
9 authority shall issue a disaster recovery housing
10 project tax credit certificate to be attached to the
11 taxpayer's tax return. The tax credit certificate
12 shall contain the taxpayer's name, address, tax
13 identification number; the amount of the credit; and
14 any other information required by the department of
15 revenue.

16 c. The tax credit certificate, unless otherwise
17 void, shall be accepted by the department of revenue
18 as payment for taxes imposed pursuant to chapter 422,
19 divisions II or III subject to any conditions or
20 restrictions placed by the authority upon the face of
21 the tax credit certificate and subject to the
22 limitations of this section.

23 d. Tax credit certificates issued under this
24 section are not transferable to any person or entity.

25 3. a. The tax credit equals seventy-five percent
26 of the taxpayer's qualifying investment in a disaster
27 recovery housing project. For the purposes of this
28 section, "qualifying investment" means the costs
29 incurred by the taxpayer that are directly related to
30 a disaster recovery housing project, as defined in
31 subsection 1, and which are incurred on or after the
32 effective date of this Act and prior to July 1, 2010.

33 b. The amount of the tax credit calculated under
34 paragraph "a" shall be divided by five and applied
35 equally to the taxpayer's tax liability for five
36 consecutive tax years commencing with the tax year
37 beginning in the 2011 calendar year. Any tax credit
38 in excess of the taxpayer's liability for the tax year
39 is not refundable.

40 4. For purposes of the individual income tax, the
41 increase in the basis of the property that would

42 otherwise result from the disaster recovery housing
43 investment shall be reduced by the amount of the tax
44 credit allowed under this section.
45 5. The maximum amount of tax credits issued by the
46 authority under this section shall not exceed three
47 million dollars in each of the five tax years.
48 Sec.____. NEW SECTION. 16.192 APPROVAL –
49 REQUIREMENTS – REPAYMENT.
50 1. A taxpayer seeking to claim a tax credit

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1 pursuant to section 16.191 shall apply to the
2 authority which shall have the power to approve the
3 amount of tax credit available for each disaster
4 recovery housing project.
5 2. A taxpayer applying for a tax credit shall
6 provide the authority with all of the following:
7 a. Information showing the total qualified
8 investment made in the disaster recovery housing
9 project.
10 b. Information about the financing sources that
11 are directly related to the disaster recovery housing
12 project for which the taxpayer is seeking approval for
13 the tax credit.
14 3. If a taxpayer receives a tax credit pursuant to
15 section 16.191, but fails to comply with any of the
16 requirements in this section or section 16.191, or
17 fails to comply with local zoning or construction
18 ordinances, the tax credit is void, and the department
19 of revenue shall seek recovery of the value of the
20 credit received.
21 Sec.____. NEW SECTION. 422.11X DISASTER RECOVERY
22 HOUSING PROJECT TAX CREDIT.
23 The taxes imposed under this division, less the
24 credits allowed under section 422.12, shall be reduced
25 by a disaster recovery housing project tax credit
26 allowed under section 16.191.
27 Sec.____. Section 422.33, Code 2009, is amended by
28 adding the following new subsection:
29 NEW SUBSECTION. 27. The taxes imposed under this
30 division shall be reduced by a disaster recovery
31 housing project tax credit allowed under section
32 16.191.
33 Sec.____. EFFECTIVE AND RETROACTIVE APPLICABILITY
34 DATES.
35 This division of this Act, being deemed of
36 immediate importance, takes effect upon enactment and
37 applies to disaster recovery housing project costs
38 incurred on or after the effective date of this Act
39 and before July 1, 2010."
40 _____. Title page, line 14, by inserting after the

41 word "areas," the following: "providing income tax
42 credits for certain disaster recovery housing
43 projects,".
44 2. By renumbering as necessary.

The motion lost and the House refused to concur in the Senate amendment [H-1655](#), to the House amendment.

IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House File 756](#) and [Senate Files 476](#) and [457](#).

CONFERENCE COMMITTEE APPOINTED ([Senate File 470](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [Senate File 470](#): Winckler of Scott, Chair; Ficken of Buchanan, Kressig of Black Hawk, Dolecheck of Ringgold and Sweeney of Hardin.

MOTION TO RECONSIDER ([Senate File 475](#))

I move to reconsider the vote by which [Senate File 475](#) passed the House on April 22, 2009.

MCCARTHY of Polk

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on April 21, 2009. Had I been present, I would have voted "aye" on [House File 562](#) and [Senate File 437](#).

ALONS of Sioux

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 21, 2009, he approved and transmitted to the Secretary of State the following bill:

[Senate File 289](#), an Act relating to loan forgiveness under the jumpstart housing assistance program and providing effective and retroactive applicability dates.

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF PUBLIC HEALTH

Obstetrical and Gynecological Care Access Report, pursuant to Chapter 135.11(18), Code of Iowa.

2007 Tobacco Use Prevention and Control Progress Report, pursuant to Chapter 142A.4(12), Code of Iowa.

SUBCOMMITTEE ASSIGNMENT**[Senate File 464](#)**

Ways and Means: Steckman, Chair; Frevert and Helland.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT**[H.S.B. 293](#) State Government**

Establishing an Iowa institute for public policy.

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 WAYS AND MEANS

[Senate File 304](#), a bill for an act relating to withholding agreements and local match requirements of the targeted jobs withholding tax credit program.

Fiscal Note is not required.

Recommended **Amend and Do Pass with Amendment [H-1663](#)** April 21, 2009.

[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.

Fiscal Note is not required.

Recommended **Amend and Do Pass with Amendment [H-1658](#)** April 21, 2009.

[Senate File 471](#), a bill for an act relating to energy efficiency and renewable energy, including allocating appropriated amounts from the Iowa power fund to fund tax credits for innovative renewable energy generation components, transferring authority over specified energy-related measures and programs from the department of natural resources to the office of energy independence, providing transition provisions relating to the transfer of authority, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass with Amendment [H-1657](#)** April 21, 2009.

[Senate File 479](#), a bill for an act relating to property tax exemption eligibility for methane gas conversion property and including an effective date and applicability date provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass with Amendment [H-1656](#)** April 21, 2009.

[Senate File 483](#), a bill for an act relating to state taxes by limiting tax credits available under certain economic development programs and agricultural assets transfer agreements, eliminating the carryback of net operating losses, modifying refund interest provisions, and including retroactive applicability date and other applicability date provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass with Amendment [H-1664](#)** April 21, 2009.

AMENDMENTS FILED

H-1656	S.F. 479	Committee on Ways and Means
H-1657	S.F. 471	Committee on Ways and Means
H-1658	S.F. 459	Committee on Ways and Means

H-1661	S.F.	389	Senate Amendment
H-1662	H.F.	809	Senate Amendment
H-1663	S.F.	304	Committee on Ways and Means
H-1664	S.F.	483	Committee on Ways and Means
H-1665	S.F.	466	Cownie of Polk
H-1666	H.F.	809	Alons of Sioux
H-1667	S.F.	483	Thomas of Clayton
H-1668	H.F.	809	Hunter of Polk
			Alons of Sioux
H-1669	H.F.	809	Hunter of Polk
H-1670	S.F.	433	Senate Amendment
H-1671	H.F.	809	Raecker of Polk
H-1672	H.F.	809	Raecker of Polk
H-1673	H.F.	809	Raecker of Polk
H-1674	H.F.	826	D. Olson of Boone
H-1675	H.F.	822	Cohon of Des Moines

On motion by McCarthy of Polk the House adjourned at 7:32 p.m., until 9:00 a.m., Thursday, April 24, 2009.