

PROOF

STATE OF IOWA

House Journal

THURSDAY, JANUARY 13, 2011

Produced daily by the State of Iowa during the sessions of the General Assembly.
(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Fourth Calendar Day - Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 13, 2011

The House met pursuant to adjournment at 8:36 a.m., Speaker Paulsen in the chair.

Prayer was offered by Deacon Jim Obradovich, Holy Trinity Catholic Church, Des Moines. He was the guest of Representative McCarthy of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kelsey Frisk, House Minority Leader's Page from Logan.

The Journal of Wednesday, January 12, 2011 was approved.

INAUGURAL COMMITTEE APPOINTED

The Speaker announced the appointment of the following members of the inaugural committee on the part of the House: Schulte of Linn, Lukan of Dubuque, Deyoe of Story, Abdul-Samad of Polk, Wittneben of Emmet and Berry of Black Hawk.

IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [House Concurrent Resolution 5](#) be immediately messaged to the Senate.

On motion by Upmeyer of Hancock, the House was recessed at 8:41 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:02 p.m., Speaker Paulsen in the chair.

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 January 13, 2011, adopted the following resolution in which the concurrence of the Senate was asked:

[House Concurrent Resolution 5](#), a concurrent resolution to provide for a joint convention of the two houses of the 2011 session of the Eighty-fourth General Assembly be held on Friday, January 14, 2011, at 9:00 a.m. at Hy-Vee Hall in Des Moines, Iowa.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

[House File 33](#), by M. Smith, a bill for an act adding hallucinogenic substances to the list of schedule I controlled substances, providing penalties, and including effective date provisions.

Read first time and referred to committee on **human resources**.

[House File 34](#), by M. Smith, a bill for an act adding hallucinogenic substances to the list of schedule I controlled substances, and providing penalties.

Read first time and referred to committee on **human resources**.

[House File 35](#), by Chambers, a bill for an act prohibiting the state board of education from adopting certain federal standards and regulations without specific statutory authorization.

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

[House File 36](#), by Murphy, a bill for an act relating to the payment of reasonable attorney fees relating to an appeal of a termination of parental rights order.

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

[House File 37](#), by Chambers, a bill for an act relating to participation in varsity interscholastic athletic contests and competitions by high school students participating in open enrollment.

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

[House File 38](#), by Murphy, a bill for an act relating to the assessment and taxation of platted lots and including effective date and retroactive applicability provisions.

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

[House File 39](#), by Murphy, a bill for an act exempting commercial kennels from regulation as a commercial establishment when training dogs or cats in the presence of their owners, and providing an effective date.

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

[House File 40](#), by Murphy, a bill for an act requiring performance reviews for the executive director of the board of nursing.

Read first time and referred to committee on **human resources**.

[House File 41](#), by Isenhardt and Koester, a bill for an act creating an Iowa institute for public policy.

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

[House File 42](#), by Pettengill, S. Olson, Sands, Deyoe, Lukan, Windschitl, Dolecheck, Chambers, Shaw, Watts, Kaufmann, Soderberg, Worthan, Paustian, and Schultz, a bill for an act repealing the Iowa plumber, mechanical professional, and contractor licensing Act.

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

[House File 43](#), by Pettengill, a bill for an act exempting investment counseling services from state sales tax.

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

House File 44, by Forristall, a bill for an act eliminating the power of a public employer to levy taxes and appropriate funds as a factor in the arbitration of public employee collective bargaining agreements.

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

House File 45, by committee on appropriations, a bill for an act relating to public funding and regulatory matters and making, reducing, and transferring appropriations and revising fund amounts and including effective, retroactive, and other applicability date provisions, and making penalties applicable.

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

ADOPTION OF [HOUSE CONCURRENT RESOLUTION 6](#)

Upmeyer of Hancock asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 6**, as follows, and moved its adoption:

[HOUSE CONCURRENT RESOLUTION 6](#)

BY UPMEYER and McCARTHY

- 1 A concurrent resolution to provide for a joint
- 2 convention.
- 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
- 4 SENATE CONCURRING, That a joint convention of the two
- 5 houses of the 2011 session of the Eighty-fourth General
- 6 Assembly be held on Wednesday, February 16, 2011, at
- 7 10:00 a.m.; and
- 8 BE IT FURTHER RESOLVED, That Brigadier General
- 9 Timothy Orr be invited to present his message of
- 10 the Condition of the Iowa National Guard at this
- 11 convention.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that **House Concurrent Resolution 6** be immediately messaged to the Senate.

RULE 57 SUSPENDED

Upmeyer of Hancock asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on administration and rules.

COMMUNICATIONS RECEIVED

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

BOARD OF REGENTS

Annual Report on Articulation Efforts, pursuant to Chapter 168.32(i), Code of Iowa.

DEPARTMENT OF TRANSPORTATION

Biodiesel Fuel Revolving Fund Expenditures Report, pursuant to Chapter 307.20, Code of Iowa.

Small Business and Disadvantaged Business Enterprises, pursuant to Chapter 1098, 2010 Iowa Acts.

IOWA INSURANCE DIVISION

Consumer Advocate Bureau Report, pursuant to Chapter 505.8(6b), Code of Iowa.

ICN Cost Savings Report, pursuant to Chapter 8D.10, Code of Iowa.

SUBCOMMITTEE ASSIGNMENTS

[House File 2](#)

Commerce: Horbach, Chair; Pettengill and Quirk.

[House File 11](#)

Education: Koester, Chair; Gaines and Hanusa.

[House File 13](#)

Commerce: Pettengill, Chair; Fry and Kressig.

[House File 15](#)

Commerce: Pettengill, Chair; Baltimore and Kajtazovic.

[House File 18](#)

Judiciary: Rogers, Chair; Kaufmann and Lensing.

[House File 24](#)

Education: Cownie, Chair; Steckman and J. Taylor.

[House File 27](#)

Judiciary: Massie, Chair; Tjepkes and Wessel-Kroeschell.

[House File 32](#)

Judiciary: J. Taylor, Chair; Heaton and M. Smith.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 2](#) Administration and Rules

A resolution relating to permanent rules of the House for the Eighty-fourth General Assembly.

[H.S.B. 3](#) Administration and Rules

A concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-fourth General Assembly.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

W. CHARLES SMITHSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly [House Study Bill 1](#)), relating to public funding and regulatory matters and making, reducing, and transferring appropriations and revising fund amounts and including effective, retroactive, and other applicability date provisions, and making penalties applicable.

Fiscal Note is required.

Recommended **Amend and Do Pass** January 12, 2011.

On motion by Upmeyer of Hancock the House adjourned at 1:07 p.m., until 8:15 a.m., Friday, January 14, 2011 at Hy-Vee Hall, Des Moines.