

**PROOF**

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**STATE OF IOWA**

# **House Journal**

**TUESDAY, MARCH 1, 2011**

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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.)

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# JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-sixth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Tuesday, March 1, 2011

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Jay Jaeger, St. Paul Lutheran Church, Buckeye. He was the guest of Representative Sweeney of Hardin County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Bob Pak, Page from Clive.

The Journal of Monday, February 28, 2011 was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kressig of Black Hawk on request of R. Olson of Polk; Rasmussen of Buchanan on request of Arnold of Lucas; Brandenburg of Pottawattamie on request of Windschitl of Harrison; Lofgren of Muscatine, until his arrival, on request of Lukan of Dubuque.

## INTRODUCTION OF BILLS

[House File 427](#), by R. Olson, a bill for an act relating to circumstances requiring a court to order the revocation of a defendant's driver's license.

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

[House File 428](#), by R. Olson, a bill for an act relating to installment agreements entered into with a county attorney or the centralized collection unit of the department of revenue.

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

[House File 429](#), by Alons, a bill for an act relating to gubernatorial appointments to fill a vacancy on the court of appeals.

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

[House File 430](#), by Sweeney, a bill for an act providing for nuisance actions arising out of agricultural uses and practices.

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

[House File 431](#), by Sweeney, a bill for an act relating to offenses involving agricultural operations, and providing penalties and remedies.

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

[House File 432](#), by Petersen, T. Olson, and Heddens, a bill for an act relating to state child care assistance program eligibility and provider requirements.

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

[House File 433](#), by Wessel-Kroeschell and Heddens, a bill for an act providing that certain programs offered by regents institutions must be open to all students and including effective date provisions.

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

[House File 434](#), by Schulte, a bill for an act relating to the sealing of juvenile delinquency records.

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

[House File 435](#), by M. Smith, a bill for an act relating to the provision of absentee ballots to residents or patients of certain health care facilities and hospitals.

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

CONSIDERATION OF BILLS  
Regular Calendar

[Senate File 72](#), a bill for an act relating to professions which may practice together in professional limited liability companies and including effective and applicability date provisions, with report of committee recommending passage, was taken up for consideration.

Garrett of Warren 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. 72](#))

The ayes were, 85:

|             |                   |               |            |
|-------------|-------------------|---------------|------------|
| Anderson    | Arnold            | Baltimore     | Baudler    |
| Berry       | Byrnes            | Chambers      | Cohoon     |
| Cownie      | De Boef           | Deyoe         | Dolecheck  |
| Drake       | Forristall        | Fry           | Gaines     |
| Garrett     | Gaskill           | Grassley      | Hager      |
| Hanson      | Hanusa            | Heaton        | Heddens    |
| Hein        | Helland           | Hunter        | Huseman    |
| Isenhardt   | Iverson           | Jacoby        | Kajtazovic |
| Kaufmann    | Kearns            | Kelley        | Klein      |
| Koester     | Lensing           | Lukan         | Lykam      |
| Mascher     | Massie            | McCarthy      | Miller, H. |
| Miller, L.  | Moore             | Muhlbauer     | Murphy     |
| Oldson      | Olson, S.         | Olson, T.     | Paustian   |
| Petersen    | Pettengill        | Raecker       | Rayhons    |
| Rogers      | Running-Marquardt | Schulte       | Schultz    |
| Shaw        | Smith, J.         | Smith, M.     | Soderberg  |
| Steckman    | Swaim             | Sweeney       | Taylor, J. |
| Taylor, T.  | Thede             | Thomas        | Tjepkes    |
| Upmeyer     | Van Engelenhoven  | Vander Linden | Wagner     |
| Wenthe      | Wessel-Kroeschell | Willems       | Winckler   |
| Windschitl  | Wittneben         | Wolfe         | Worthan    |
| Mr. Speaker |                   |               |            |
| Paulsen     |                   |               |            |

The nays were, 5:

|       |         |         |       |
|-------|---------|---------|-------|
| Alons | Hagenow | Pearson | Sands |
| Watts |         |         |       |

Absent or not voting, 10:

|             |             |         |           |
|-------------|-------------|---------|-----------|
| Abdul-Samad | Brandenburg | Hall    | Horbach   |
| Jorgensen   | Kressig     | Lofgren | Olson, R. |
| Quirk       | Rasmussen   |         |           |

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

[House File 195](#), a bill for an act relating to assignment of visitation or joint physical care parenting time for children of military service members on active duty and including effective date provisions, was taken up for consideration.

J. Taylor of Woodbury offered amendment [H-1089](#) filed by him and moved its adoption.

Amendment [H-1089](#) was adopted.

J. Taylor 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?" ([H.F. 195](#))

The ayes were, 92:

|           |            |                   |                  |
|-----------|------------|-------------------|------------------|
| Alons     | Anderson   | Arnold            | Baltimore        |
| Baudler   | Berry      | Byrnes            | Chambers         |
| Cohoon    | Cownie     | De Boef           | Deyoe            |
| Dolecheck | Drake      | Fry               | Gaines           |
| Garrett   | Gaskill    | Grassley          | Hagenow          |
| Hager     | Hall       | Hanson            | Hanusa           |
| Heaton    | Heddens    | Hein              | Helland          |
| Hunter    | Huseman    | Isenhart          | Iverson          |
| Jacoby    | Jorgensen  | Kajtazovic        | Kaufmann         |
| Kearns    | Kelley     | Klein             | Koester          |
| Lensing   | Lukan      | Lykam             | Mascher          |
| Massie    | McCarthy   | Miller, H.        | Miller, L.       |
| Moore     | Muhlbauer  | Murphy            | Oldson           |
| Olson, S. | Olson, T.  | Paustian          | Pearson          |
| Petersen  | Pettengill | Quirk             | Raecker          |
| Rayhons   | Rogers     | Running-Marquardt | Sands            |
| Schulte   | Schultz    | Shaw              | Smith, J.        |
| Smith, M. | Soderberg  | Steckman          | Swaim            |
| Sweeney   | Taylor, J. | Taylor, T.        | Thede            |
| Thomas    | Tjepkes    | Upmeyer           | Van Engelenhoven |

|                   |         |          |             |
|-------------------|---------|----------|-------------|
| Vander Linden     | Wagner  | Watts    | Wenthe      |
| Wessel-Kroeschell | Willems | Winckler | Windschitl  |
| Wittneben         | Wolfe   | Worthan  | Mr. Speaker |
|                   |         |          | Paulsen     |

The nays were, none.

Absent or not voting, 8:

|             |             |            |           |
|-------------|-------------|------------|-----------|
| Abdul-Samad | Brandenburg | Forristall | Horbach   |
| Kressig     | Lofgren     | Olson, R.  | Rasmussen |

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

[House File 323](#), a bill for an act relating to the rulemaking authority and voting requirements of the environmental protection commission, was taken up for consideration.

Soderberg of Plymouth 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. 323](#))

The ayes were, 95:

|             |                   |                  |                   |
|-------------|-------------------|------------------|-------------------|
| Abdul-Samad | Alons             | Anderson         | Arnold            |
| Baltimore   | Baudler           | Berry            | Byrnes            |
| Chambers    | Cohoon            | Cownie           | De Boef           |
| Deyoe       | Dolecheck         | Drake            | Fry               |
| Gaines      | Garrett           | Gaskill          | Grassley          |
| Hagenow     | Hager             | Hall             | Hanson            |
| Hanusa      | Heaton            | Heddens          | Hein              |
| Helland     | Hunter            | Huseman          | Isenhart          |
| Iverson     | Jacoby            | Jorgensen        | Kajtažovic        |
| Kaufmann    | Kearns            | Kelley           | Klein             |
| Koester     | Lensing           | Lofgren          | Lukan             |
| Lykam       | Mascher           | Massie           | McCarthy          |
| Miller, H.  | Miller, L.        | Moore            | Muhlbauer         |
| Murphy      | Oldson            | Olson, R.        | Olson, S.         |
| Olson, T.   | Paustian          | Pearson          | Petersen          |
| Pettengill  | Quirk             | Raecker          | Rayhons           |
| Rogers      | Running-Marquardt | Sands            | Schulte           |
| Schultz     | Shaw              | Smith, J.        | Smith, M.         |
| Soderberg   | Steckman          | Swaim            | Sweeney           |
| Taylor, J.  | Taylor, T.        | Thede            | Thomas            |
| Tjepkes     | Upmeyer           | Van Engelenhoven | Vander Linden     |
| Wagner      | Watts             | Wenthe           | Wessel-Kroeschell |

|         |          |                        |           |
|---------|----------|------------------------|-----------|
| Willems | Winckler | Windschitl             | Wittneben |
| Wolfe   | Worthan  | Mr. Speaker<br>Paulsen |           |

The nays were, none.

Absent or not voting, 5:

|             |            |         |         |
|-------------|------------|---------|---------|
| Brandenburg | Forristall | Horbach | Kressig |
| Rasmussen   |            |         |         |

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

### [HOUSE FILE 66](#) WITHDRAWN

J. Taylor of Woodbury asked and received unanimous consent to withdraw [House File 66](#) from further consideration by the House.

[House File 329](#), a bill for an act relating to equipment dealership agreements by providing for supplier liability, was taken up for consideration.

Paustian 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?" ([H.F. 329](#))

The ayes were, 96:

|             |            |            |            |
|-------------|------------|------------|------------|
| Abdul-Samad | Alons      | Anderson   | Arnold     |
| Baltimore   | Baudler    | Berry      | Byrnes     |
| Chambers    | Cohoon     | Cownie     | De Boef    |
| Deyoe       | Dolecheck  | Drake      | Forristall |
| Fry         | Gaines     | Garrett    | Gaskill    |
| Grassley    | Hagenow    | Hager      | Hall       |
| Hanson      | Hanusa     | Heaton     | Heddens    |
| Hein        | Helland    | Horbach    | Hunter     |
| Huseman     | Isenhardt  | Iverson    | Jacoby     |
| Jorgensen   | Kajtazovic | Kaufmann   | Kearns     |
| Kelley      | Klein      | Koester    | Lensing    |
| Lofgren     | Lukan      | Lykam      | Mascher    |
| Massie      | McCarthy   | Miller, L. | Moore      |
| Muhlbauer   | Murphy     | Oldson     | Olson, R.  |
| Olson, S.   | Olson, T.  | Paustian   | Pearson    |
| Petersen    | Pettengill | Quirk      | Raecker    |

|                   |            |                   |                  |
|-------------------|------------|-------------------|------------------|
| Rayhons           | Rogers     | Running-Marquardt | Sands            |
| Schulte           | Schultz    | Shaw              | Smith, J.        |
| Smith, M.         | Soderberg  | Steckman          | Swaim            |
| Sweeney           | Taylor, J. | Taylor, T.        | Thede            |
| Thomas            | Tjepkes    | Upmeyer           | Van Engelenhoven |
| Vander Linden     | Wagner     | Watts             | Wenthe           |
| Wessel-Kroeschell | Willems    | Winckler          | Windschitl       |
| Wittneben         | Wolfe      | Worthan           | Mr. Speaker      |
|                   |            |                   | Paulsen          |

The nays were, none.

Absent or not voting, 4:

|             |         |            |           |
|-------------|---------|------------|-----------|
| Brandenburg | Kressig | Miller, H. | Rasmussen |
|-------------|---------|------------|-----------|

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

[House File 364](#), a bill for an act relating to veterans records managed by the department of veterans affairs, was taken up for consideration.

Chambers of O'Brien 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. 364](#))

The ayes were, 96:

|             |            |                   |            |
|-------------|------------|-------------------|------------|
| Abdul-Samad | Alons      | Anderson          | Arnold     |
| Baltimore   | Baudler    | Berry             | Byrnes     |
| Chambers    | Cohoon     | Cownie            | De Boef    |
| Deyoe       | Dolecheck  | Drake             | Forristall |
| Fry         | Gaines     | Garrett           | Gaskill    |
| Grassley    | Hagenow    | Hager             | Hall       |
| Hanson      | Hanusa     | Heaton            | Heddens    |
| Hein        | Helland    | Horbach           | Hunter     |
| Huseman     | Isenhardt  | Iverson           | Jacoby     |
| Kajtazovic  | Kaufmann   | Kearns            | Kelley     |
| Klein       | Koester    | Lensing           | Lofgren    |
| Lukan       | Lykam      | Mascher           | Massie     |
| McCarthy    | Miller, H. | Miller, L.        | Moore      |
| Muhlbauer   | Murphy     | Oldson            | Olson, R.  |
| Olson, S.   | Olson, T.  | Paustian          | Pearson    |
| Petersen    | Pettengill | Quirk             | Raecker    |
| Rayhons     | Rogers     | Running-Marquardt | Sands      |



|                   |            |            |                  |
|-------------------|------------|------------|------------------|
| Schulte           | Schultz    | Shaw       | Smith, J.        |
| Smith, M.         | Soderberg  | Steckman   | Swaim            |
| Sweeney           | Taylor, J. | Taylor, T. | Thede            |
| Thomas            | Tjepkes    | Upmeyer    | Van Engelenhoven |
| Vander Linden     | Wagner     | Watts      | Wenthe           |
| Wessel-Kroeschell | Willems    | Winckler   | Windschitl       |
| Wittneben         | Wolfe      | Worthan    | Mr. Speaker      |
|                   |            |            | Paulsen          |

The nays were, none.

Absent or not voting, 4:

|             |           |         |           |
|-------------|-----------|---------|-----------|
| Brandenburg | Jorgensen | Kressig | Rasmussen |
|-------------|-----------|---------|-----------|

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

### [HOUSE FILE 180](#) WITHDRAWN

Soderberg of Plymouth asked and received unanimous consent to withdraw [House File 180](#) from further consideration by the House.

### IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 195, 323, 329, 364** and [Senate File 72](#).

### 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 1, 2011, passed the following bill in which the concurrence of the House is asked:

[Senate File 122](#), a bill for an act relating to the duties of the college student aid commission and to requirements regarding certain financial aid programs administered by the commission.

Also: That the Senate has on March 1, 2011, passed the following bill in which the concurrence of the House is asked:

[Senate File 123](#), a bill for an act providing for immunity from civil liability for members and employees of the board of educational examiners.

Also: That the Senate has on March 1, 2011, passed the following bill in which the concurrence of the House is asked:

[Senate File 155](#), a bill for an act relating to procedural requirements in in rem forfeiture proceedings.

Also: That the Senate has on March 1, 2011, passed the following bill in which the concurrence of the House is asked:

[Senate File 185](#), a bill for an act relating to the membership of the medical assistance advisory council.

Also: That the Senate has on March 1, 2011, passed the following bill in which the concurrence of the House is asked:

[Senate File 233](#), a bill for an act relating to entitling mental health counselors to payment for behavioral health services provided under the Medicaid program.

Also: That the Senate has on March 1, 2011, passed the following bill in which the concurrence of the House is asked:

[Senate File 291](#), a bill for an act relating to the discovery of privileged medical records, including mental health records, in a criminal case and including effective date provisions.

Also: That the Senate has on March 1, 2011, passed the following bill in which the concurrence of the House is asked:

[Senate File 303](#), a bill for an act relating to unemployment compensation extended benefits and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Hancock, the House was recessed at 9:14 a.m., until 5:30 p.m.

#### AFTERNOON SESSION

The House reconvened at 5:32 p.m., Speaker Paulsen in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Horbach of Tama, until his return, on request of Upmeyer of Hancock.

## INTRODUCTION OF BILLS

[House File 436](#), by Isenhart, a bill for an act relating to the utilization of energy by modifying and expanding the energy city designation program.

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

[House File 437](#), by Koester, a bill for an act allowing certain teachers an individual income tax credit for certain expenses and including retroactive applicability provisions.

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

[House File 438](#), by Helland, a bill for an act relating to school district administration costs.

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

[House File 439](#), by Pearson, a bill for an act relating to reporting of waivers granted from abortion notification requirements for pregnant minors.

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

[House File 440](#), by Isenhart, a bill for an act relating to the actions of certain nonprofit corporations and horizontal property regimes and including applicability provisions.

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

[House File 441](#), by Alons, a bill for an act relating to a general assembly member's right to intervene in a court action and including effective date and applicability provisions.

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

[House File 442](#), by Kaufmann, a bill for an act relating to operating-while-intoxicated offenses including license revocation periods and ignition interlock licenses and devices and providing penalties.

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

[House File 443](#), by R. Olson, a bill for an act relating to license revocation periods in criminal actions and administrative proceedings under Iowa's operating-while-intoxicated law.

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

[House File 444](#), by R. Olson, a bill for an act relating to the impoundment of a motor vehicle owned or operated by a person convicted of a second or subsequent operating-while-intoxicated offense.

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

[House File 445](#), by Wittneben, Murphy, Steckman, Wolfe, Wessel-Kroeschell, Hunter, Hanson, and Thomas, a bill for an act relating to the return of refund values to consumers for empty beverage containers.

Read first time and referred to committee on **environmental protection**.

[House File 446](#), by Arnold, a bill for an act requiring issuance of hunter safety and ethics education certificates to residents who are peace officers, active duty military personnel, or honorably discharged veterans.

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

[House File 447](#), by Murphy, a bill for an act relating to state employee life insurance programs and recording certain benefits to the Iowa public employees' retirement system and including effective date provisions.

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

[House File 448](#), by Hanson, Kelley, Wessel-Kroeschell, Gaskill, Steckman, and Isenhardt, a bill for an act providing a sales tax exemption for the sales price of high-efficiency vehicle conversion kits.

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

[House File 449](#), by Kaufmann, Mascher, Abdul-Samad, Schultz, Hunter, Pettengill, Cohoon, Shaw, Kressig, Lensing, Winckler, and Drake, a bill for an act providing for midwife licensure and providing for a fee and a penalty, and including effective date provisions.

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

[House File 450](#), by Helland, a bill for an act relating to the operations of certain intergovernmental entities.

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

[House File 451](#), by committee on agriculture, a bill for an act relating to motor fuel, including ethanol blended gasoline and biodiesel or biodiesel blended motor fuel, by providing for regulation and taxes.

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

[House File 452](#), by committee on agriculture, a bill for an act relating to a tax credit for the promotion of biodiesel blended fuel, and including effective date and applicability provisions.

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

[House File 453](#), by committee on agriculture, a bill for an act relating to the regulation of egg production, and including effective date provisions.

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

[House File 454](#), by committee on local government, a bill for an act permitting city utilities and certain cities to delegate the authority to certify unpaid rates or charges for collection by the county treasurer.

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

[House File 455](#), by committee on agriculture, a bill for an act placing the agricultural development authority within the department of agriculture and land stewardship.

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

[House File 456](#), by committee on state government, a bill for an act relating to the duties and operations of the state commission of libraries, the division of libraries and information services, and the library service areas, and including effective date provisions.

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

[House File 457](#), by committee on agriculture, a bill for an act providing for the transfer of duties relating to the certification of milk from the department of public health to the department of agriculture and land stewardship, providing for the transition, and providing an appropriation.

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

[House File 458](#), by committee on judiciary, a bill for an act concerning the retention of funds due to contractors on public improvements.

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

[House File 459](#), by committee on local government, a bill for an act relating to civil service commissions.

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

[House File 460](#), by committee on judiciary, a bill for an act relating to the discovery of privileged medical records, including mental health records, in a criminal case and including effective date provisions.

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

[House File 461](#), by committee on natural resources, a bill for an act relating to the attachment of tags to deer carcasses.

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

[House File 462](#), by committee on natural resources, a bill for an act allowing the operation of certain motorboats on lake Macbride at any time.

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

[House File 463](#), by committee on transportation, a bill for an act providing for a special civil war sesquicentennial motor vehicle registration plate, establishing fees, and making an appropriation.

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

[House File 464](#), by committee on environmental protection, a bill for an act relating to wastewater discharges by on-farm processing operations.

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

[House File 465](#), by committee on transportation, a bill for an act relating to the enforcement of weight limitations for vehicles with retractable axles.

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

[House File 466](#), by committee on transportation, a bill for an act allowing the department of transportation to accept reports from advanced registered nurse practitioners and physician assistants disclosing a physical or mental condition that renders a person incompetent to operate a motor vehicle.

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

[House File 467](#), by committee on human resources, a bill for an act relating to programs and activities under the purview of the department of public health.

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

[House File 468](#), by committee on agriculture, a bill for an act relating to preferred stock issued by cooperative associations.

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

[House File 469](#), by committee on state government, a bill for an act relating to the protection and care of pioneer cemeteries.

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

[House File 470](#), by committee on commerce, a bill for an act relating to matters under the purview of the alcoholic beverages division of the department of commerce, and making penalties applicable.

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

The House stood at ease at 5:38 p.m., until the fall of the gavel.

The House resumed session at 6:15 p.m., Speaker Paulsen in the chair.

#### CONSIDERATION OF BILLS Regular Calendar

[Senate File 209](#), a bill for an act relating to public funding and regulatory matters by making appropriations, providing for updated Code references to the Internal Revenue Code, increasing the state earned income tax credit, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Sands of Louisa offered amendment [H-1093](#) filed by the committee on ways and means.

Jacoby of Johnson offered amendment [H-1107](#), to the committee amendment [H-1093](#), filed by him from the floor and moved its adoption.

Roll call was requested by Jacoby of Johnson and McCarthy of Polk.

On the question "Shall amendment [H-1107](#) to the committee amendment [H-1093](#) be adopted?" ([S.F. 209](#))

The ayes were, 39:

|             |           |            |            |
|-------------|-----------|------------|------------|
| Abdul-Samad | Berry     | Cohoon     | Gaines     |
| Gaskill     | Hall      | Hanson     | Heddens    |
| Hunter      | Isenhardt | Jacoby     | Kajtazovic |
| Kearns      | Kelley    | Lensing    | Lykam      |
| Mascher     | McCarthy  | Miller, H. | Muhlbauer  |
| Murphy      | Oldson    | Olson, R.  | Olson, T.  |



|          |           |                   |           |
|----------|-----------|-------------------|-----------|
| Petersen | Quirk     | Running-Marquardt | Smith, M. |
| Steckman | Swaim     | Taylor, T.        | Thede     |
| Thomas   | Wenthe    | Wessel-Kroeschell | Willems   |
| Winckler | Wittneben | Wolfe             |           |

The nays were, 58:

|               |             |           |                  |
|---------------|-------------|-----------|------------------|
| Alons         | Anderson    | Arnold    | Baltimore        |
| Baudler       | Brandenburg | Byrnes    | Chambers         |
| Cownie        | De Boef     | Deyoe     | Dolecheck        |
| Drake         | Forristall  | Fry       | Garrett          |
| Grassley      | Hagenow     | Hager     | Hanusa           |
| Heaton        | Hein        | Helland   | Huseman          |
| Iverson       | Jorgensen   | Kaufmann  | Klein            |
| Koester       | Lofgren     | Lukan     | Massie           |
| Miller, L.    | Moore       | Olson, S. | Paustian         |
| Pearson       | Pettengill  | Raecker   | Rayhons          |
| Rogers        | Sands       | Schulte   | Schultz          |
| Shaw          | Smith, J.   | Soderberg | Sweeney          |
| Taylor, J.    | Tjepkes     | Upmeyer   | Van Engelenhoven |
| Vander Linden | Wagner      | Watts     | Windschitl       |
| Worthan       | Mr. Speaker |           |                  |
|               | Paulsen     |           |                  |

Absent or not voting, 3:

|         |         |           |
|---------|---------|-----------|
| Horbach | Kressig | Rasmussen |
|---------|---------|-----------|

Amendment [H-1107](#) lost.

Sands of Louisa offered amendment [H-1103](#), to the committee amendment [H-1093](#), filed by him and moved its adoption.

Amendment [H-1103](#), to the committee amendment [H-1093](#), was adopted.

Isenhart of Dubuque offered amendment [H-1108](#), to the committee amendment [H-1093](#), filed by him from the floor and moved its adoption.

Sands of Louisa rose on a point of order that amendment [H-1108](#) was not germane, to the committee amendment [H-1093](#).

The Speaker ruled the point well taken and amendment [H-1108](#) not germane, to the committee amendment [H-1093](#).

Jacoby of Johnson requested a division to the committee amendment [H-1093](#), as amended, as follows:

Division A: Page 1, lines 3 through 14 and lines 16 through 17.

Division B: Page 1, line 15.

Sands of Louisa moved the adoption of the committee amendment [H-1093A](#), as amended.

Roll call was requested by Jacoby of Johnson and Oldson of Polk.

On the question "Shall the committee amendment [H-1093A](#), as amended, be adopted?" ([S.F. 209](#))

The ayes were, 98:

|                   |                  |                   |             |
|-------------------|------------------|-------------------|-------------|
| Abdul-Samad       | Alons            | Anderson          | Arnold      |
| Baltimore         | Baudler          | Berry             | Brandenburg |
| Byrnes            | Chambers         | Cohoon            | Cownie      |
| De Boef           | Deyoe            | Dolecheck         | Drake       |
| Forristall        | Fry              | Gaines            | Garrett     |
| Gaskill           | Grassley         | Hagenow           | Hager       |
| Hall              | Hanson           | Hanusa            | Heaton      |
| Heddens           | Hein             | Helland           | Horbach     |
| Hunter            | Huseman          | Isenhardt         | Iverson     |
| Jacoby            | Jorgensen        | Kajtazovic        | Kaufmann    |
| Kearns            | Kelley           | Klein             | Koester     |
| Lensing           | Lofgren          | Lukan             | Lykam       |
| Mascher           | Massie           | McCarthy          | Miller, H.  |
| Miller, L.        | Moore            | Muhlbauer         | Murphy      |
| Oldson            | Olson, R.        | Olson, S.         | Olson, T.   |
| Paustian          | Pearson          | Petersen          | Pettengill  |
| Quirk             | Raecker          | Rayhons           | Rogers      |
| Running-Marquardt | Sands            | Schulte           | Schultz     |
| Shaw              | Smith, J.        | Smith, M.         | Soderberg   |
| Steckman          | Swaim            | Sweeney           | Taylor, J.  |
| Taylor, T.        | Thede            | Thomas            | Tjepkes     |
| Upmeyer           | Van Engelenhoven | Vander Linden     | Wagner      |
| Watts             | Wenthe           | Wessel-Kroeschell | Willems     |
| Winckler          | Windschitl       | Wittneben         | Wolfe       |
| Worthan           | Mr. Speaker      |                   |             |
|                   | Paulsen          |                   |             |

The nays were, none.

Absent or not voting, 2:

Kressig                      Rasmussen

The committee amendment [H-1093A](#), as amended, was adopted.

Sands of Louisa moved the adoption of the committee amendment [H-1093B](#), as amended.

Roll call was requested by Jacoby of Johnson and Murphy of Dubuque.

On the question "Shall the committee amendment [H-1093B](#), as amended, be adopted?" ([S.F. 209](#))

The ayes were, 59:

|                  |               |             |           |
|------------------|---------------|-------------|-----------|
| Alons            | Anderson      | Arnold      | Baltimore |
| Baudler          | Brandenburg   | Byrnes      | Chambers  |
| Cownie           | De Boef       | Deyoe       | Dolecheck |
| Drake            | Forristall    | Fry         | Garrett   |
| Grassley         | Hagenow       | Hager       | Hanusa    |
| Heaton           | Hein          | Helland     | Horbach   |
| Huseman          | Iverson       | Jorgensen   | Kaufmann  |
| Klein            | Koester       | Lofgren     | Lukan     |
| Massie           | Miller, L.    | Moore       | Olson, S. |
| Paustian         | Pearson       | Pettengill  | Raecker   |
| Rayhons          | Rogers        | Sands       | Schulte   |
| Schultz          | Shaw          | Smith, J.   | Soderberg |
| Sweeney          | Taylor, J.    | Tjepkes     | Upmeyer   |
| Van Engelenhoven | Vander Linden | Wagner      | Watts     |
| Windschitl       | Worthan       | Mr. Speaker |           |
|                  |               | Paulsen     |           |

The nays were, 39:

|             |           |                   |            |
|-------------|-----------|-------------------|------------|
| Abdul-Samad | Berry     | Cohoon            | Gaines     |
| Gaskill     | Hall      | Hanson            | Heddens    |
| Hunter      | Isenhardt | Jacoby            | Kajtazovic |
| Kearns      | Kelley    | Lensing           | Lykam      |
| Mascher     | McCarthy  | Miller, H.        | Muhlbauer  |
| Murphy      | Oldson    | Olson, R.         | Olson, T.  |
| Petersen    | Quirk     | Running-Marquardt | Smith, M.  |
| Steckman    | Swaim     | Taylor, T.        | Thede      |
| Thomas      | Wenthe    | Wessel-Kroeschell | Willems    |
| Winckler    | Wittneben | Wolfe             |            |

Absent or not voting, 2:

|         |           |
|---------|-----------|
| Kressig | Rasmussen |
|---------|-----------|

The committee amendment [H-1093B](#), as amended, was adopted.

Wagner of Linn offered amendment [H-1097](#) filed by the committee on appropriations.

Thomas of Clayton asked and received unanimous consent to withdraw amendment [H-1106](#), to the committee amendment [H-1097](#), filed by him from the floor.

T. Olson of Linn asked and received unanimous consent that amendment [H-1104](#), to the committee amendment [H-1097](#), be deferred.

Murphy of Dubuque offered amendment [H-1105](#), to the committee amendment [H-1097](#), filed by him from the floor and moved its adoption.

Wagner of Linn rose on a point of order that amendment [H-1105](#) was not germane, to the committee amendment [H-1097](#).

The Speaker ruled the point well taken and amendment [H-1105](#) not germane, to the committee amendment [H-1097](#).

T. Olson of Linn offered amendment [H-1104](#), to the committee amendment [H-1097](#), previously deferred, filed by him from the floor and moved its adoption.

Wagner of Linn rose on a point of order that amendment [H-1104](#) was not germane, to the committee amendment [H-1097](#).

The Speaker ruled the point well taken and amendment [H-1104](#) not germane, to the committee amendment [H-1097](#).

T. Olson of Linn asked for unanimous consent to suspend the rules to consider amendment [H-1104](#) to the committee amendment [H-1097](#).

Objection was raised.

T. Olson of Linn moved to suspend the rules to consider amendment [H-1104](#) to the committee amendment [H-1097](#).

Roll call was requested by T. Olson of Linn and T. Taylor of Linn.

On the question "Shall the rules be suspended to consider amendment [H-1104](#) to the committee amendment [H-1097](#)?" (S.F. [209](#))

The ayes were, 39:

|             |           |                   |            |
|-------------|-----------|-------------------|------------|
| Abdul-Samad | Berry     | Cohoon            | Gaines     |
| Gaskill     | Hall      | Hanson            | Heddens    |
| Hunter      | Isenhart  | Jacoby            | Kajtazovic |
| Kearns      | Kelley    | Lensing           | Lykam      |
| Mascher     | McCarthy  | Miller, H.        | Muhlbauer  |
| Murphy      | Oldson    | Olson, R.         | Olson, T.  |
| Petersen    | Quirk     | Running-Marquardt | Smith, M.  |
| Steckman    | Swaim     | Taylor, T.        | Thede      |
| Thomas      | Wenthe    | Wessel-Kroeschell | Willems    |
| Winckler    | Wittneben | Wolfe             |            |

The nays were, 59:

|                  |               |             |           |
|------------------|---------------|-------------|-----------|
| Alons            | Anderson      | Arnold      | Baltimore |
| Baudler          | Brandenburg   | Byrnes      | Chambers  |
| Cownie           | De Boef       | Deyoe       | Dolecheck |
| Drake            | Forristall    | Fry         | Garrett   |
| Grassley         | Hagenow       | Hager       | Hanusa    |
| Heaton           | Hein          | Helland     | Horbach   |
| Huseman          | Iverson       | Jorgensen   | Kaufmann  |
| Klein            | Koester       | Lofgren     | Lukan     |
| Massie           | Miller, L.    | Moore       | Olson, S. |
| Paustian         | Pearson       | Pettengill  | Raecker   |
| Rayhons          | Rogers        | Sands       | Schulte   |
| Schultz          | Shaw          | Smith, J.   | Soderberg |
| Sweeney          | Taylor, J.    | Tjepkes     | Upmeyer   |
| Van Engelenhoven | Vander Linden | Wagner      | Watts     |
| Windschitl       | Worthan       | Mr. Speaker |           |
|                  |               | Paulsen     |           |

Absent or not voting, 2:

|         |           |
|---------|-----------|
| Kressig | Rasmussen |
|---------|-----------|

The motion to suspend the rules lost.

Wagner of Linn moved the adoption of the committee amendment [H-1097](#).

T. Olson of Linn rose on a point of order that the committee amendment [H-1097](#) was not germane.

The Speaker ruled the point well taken and the committee amendment [H-1097](#) not germane.

Wagner of Linn asked unanimous consent to suspend the rules to consider the committee amendment [H-1097](#).

Objection was raised.

Wagner of Linn moved to suspend the rules to consider the committee amendment [H-1097](#).

Roll call was requested by T. Olson of Linn and Murphy of Dubuque.

On the question "Shall the rules be suspended to consider the committee amendment [H-1097](#)? ([S.F. 209](#))

The ayes were, 59:

|                  |               |             |           |
|------------------|---------------|-------------|-----------|
| Alons            | Anderson      | Arnold      | Baltimore |
| Baudler          | Brandenburg   | Byrnes      | Chambers  |
| Cownie           | De Boef       | Deyoe       | Dolecheck |
| Drake            | Forristall    | Fry         | Garrett   |
| Grassley         | Hagenow       | Hager       | Hanusa    |
| Heaton           | Hein          | Helland     | Horbach   |
| Huseman          | Iverson       | Jorgensen   | Kaufmann  |
| Klein            | Koester       | Lofgren     | Lukan     |
| Massie           | Miller, L.    | Moore       | Olson, S. |
| Paustian         | Pearson       | Pettengill  | Raecker   |
| Rayhons          | Rogers        | Sands       | Schulte   |
| Schultz          | Shaw          | Smith, J.   | Soderberg |
| Sweeney          | Taylor, J.    | Tjepkes     | Upmeyer   |
| Van Engelenhoven | Vander Linden | Wagner      | Watts     |
| Windschitl       | Worthan       | Mr. Speaker |           |
|                  |               | Paulsen     |           |

The nays were, 39:

|             |           |                   |            |
|-------------|-----------|-------------------|------------|
| Abdul-Samad | Berry     | Cohoon            | Gaines     |
| Gaskill     | Hall      | Hanson            | Heddens    |
| Hunter      | Isenhardt | Jacoby            | Kajtazovic |
| Kearns      | Kelley    | Lensing           | Lykam      |
| Mascher     | McCarthy  | Miller, H.        | Muhlbauer  |
| Murphy      | Oldson    | Olson, R.         | Olson, T.  |
| Petersen    | Quirk     | Running-Marquardt | Smith, M.  |
| Steckman    | Swaim     | Taylor, T.        | Thede      |
| Thomas      | Wenthe    | Wessel-Kroeschell | Willems    |
| Winckler    | Wittneben | Wolfe             |            |

Absent or not voting, 2:

|         |           |
|---------|-----------|
| Kressig | Rasmussen |
|---------|-----------|

The motion to suspend the rules prevailed.

Wagner of Linn moved the adoption of the committee amendment [H-1097](#).

Roll call was requested by Wagner of Linn and Upmeyer of Hancock.

On the question "Shall the committee amendment [H-1097](#) be adopted?" ([S.F. 209](#))

The ayes were, 60:

|           |                  |               |                        |
|-----------|------------------|---------------|------------------------|
| Alons     | Anderson         | Arnold        | Baltimore              |
| Baudler   | Brandenburg      | Byrnes        | Chambers               |
| Cownie    | De Boef          | Deyoe         | Dolecheck              |
| Drake     | Forristall       | Fry           | Garrett                |
| Grassley  | Hagenow          | Hager         | Hanusa                 |
| Heaton    | Hein             | Helland       | Horbach                |
| Huseman   | Iverson          | Jorgensen     | Kaufmann               |
| Klein     | Koester          | Lofgren       | Lukan                  |
| Massie    | Miller, L.       | Moore         | Olson, S.              |
| Paustian  | Pearson          | Pettengill    | Quirk                  |
| Raecker   | Rayhons          | Rogers        | Sands                  |
| Schulte   | Schultz          | Shaw          | Smith, J.              |
| Soderberg | Sweeney          | Taylor, J.    | Tjepkes                |
| Upmeyer   | Van Engelenhoven | Vander Linden | Wagner                 |
| Watts     | Windschitl       | Worthan       | Mr. Speaker<br>Paulsen |

The nays were, 38:

|             |                   |            |            |
|-------------|-------------------|------------|------------|
| Abdul-Samad | Berry             | Cohoon     | Gaines     |
| Gaskill     | Hall              | Hanson     | Heddens    |
| Hunter      | Isenhart          | Jacoby     | Kajtazovic |
| Kearns      | Kelley            | Lensing    | Lykam      |
| Mascher     | McCarthy          | Miller, H. | Muhlbauer  |
| Murphy      | Oldson            | Olson, R.  | Olson, T.  |
| Petersen    | Running-Marquardt | Smith, M.  | Steckman   |
| Swaim       | Taylor, T.        | Thede      | Thomas     |
| Wenthe      | Wessel-Kroeschell | Willems    | Winckler   |
| Wittneben   | Wolfe             |            |            |

Absent or not voting, 2:

|         |           |
|---------|-----------|
| Kressig | Rasmussen |
|---------|-----------|

The committee amendment [H-1097](#) was adopted.

Kaufmann of Cedar in the chair at 7:19 p.m.

Wagner 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. 209](#))

The ayes were, 64:

|                  |                |           |                        |
|------------------|----------------|-----------|------------------------|
| Alons            | Anderson       | Arnold    | Baltimore              |
| Baudler          | Brandenburg    | Byrnes    | Chambers               |
| Cownie           | De Boef        | Deyoe     | Dolecheck              |
| Drake            | Forristall     | Fry       | Garrett                |
| Grassley         | Hagenow        | Hager     | Hall                   |
| Hanusa           | Heaton         | Hein      | Helland                |
| Horbach          | Huseman        | Iverson   | Jorgensen              |
| Klein            | Koester        | Lofgren   | Lukan                  |
| Massie           | Miller, L.     | Moore     | Muhlbauer              |
| Olson, S.        | Paulsen, Spkr. | Paustian  | Pearson                |
| Pettengill       | Quirk          | Raecker   | Rayhons                |
| Rogers           | Sands          | Schulte   | Schultz                |
| Shaw             | Smith, J.      | Soderberg | Sweeney                |
| Taylor, J.       | Thomas         | Tjepkes   | Upmeyer                |
| Van Engelenhoven | Vander Linden  | Wagner    | Watts                  |
| Windschitl       | Wittneben      | Worthan   | Kaufmann,<br>Presiding |

The nays were, 34:

|             |            |                   |                   |
|-------------|------------|-------------------|-------------------|
| Abdul-Samad | Berry      | Cohoon            | Gaines            |
| Gaskill     | Hanson     | Heddens           | Hunter            |
| Isenhardt   | Jacoby     | Kajtazovic        | Kearns            |
| Kelley      | Lensing    | Lykam             | Mascher           |
| McCarthy    | Miller, H. | Murphy            | Oldson            |
| Olson, R.   | Olson, T.  | Petersen          | Running-Marquardt |
| Smith, M.   | Steckman   | Swaim             | Taylor, T.        |
| Thede       | Wenthe     | Wessel-Kroeschell | Willems           |
| Winckler    | Wolfe      |                   |                   |

Absent or not voting, 2:

|         |           |
|---------|-----------|
| Kressig | Rasmussen |
|---------|-----------|

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

#### IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [Senate File 209](#) be immediately messaged to the Senate.



## EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Tuesday morning March 1, 2011. Had I been present, I would have voted "aye" on [House File 364](#).

JORGENSEN of Woodbury

I was necessarily absent from the House chamber on Tuesday, morning March 1, 2011. Had I been present, I would have voted "aye" on [House File 195](#) and [Senate File 72](#).

LOFGREN of Muscatine

## SUBCOMMITTEE ASSIGNMENTS

**[House File 223](#) Reassigned  
(Committee of the Whole)**

Local Government: J. Smith, Chair; Arnold, Baltimore, Berry, Gaines, Gaskill, Hager, Helland, Horbach, Iverson, Kajtazovic, Kearns, Klein, Kressig, Rayhons, Running-Marquardt, Thede, Tjepkes, Van Engelenhoven, Wagner and Wittneben.

**[House File 349](#)**

Commerce: Watts, Chair; Quirk and Wagner.

**[House File 350](#)**

Commerce: Watts, Chair; Muhlbauer and Windschitl.

**[House File 375](#)**

Agriculture: Alons, Chair; Muhlbauer and Rasmussen.

**[House File 382](#)**

Judiciary: Tjepkes, Chair; Lensing and Rogers.

**[House File 394](#)**

Economic Growth/Rebuild Iowa: Schultz, Chair; Hanusa and Heddens.

**[House File 395](#)**

Judiciary: Heaton, Chair; Gaines and Rogers.

[House File 396](#)

Judiciary: Alons, Chair; Pearson and Wessel-Kroeschell.

[House File 397](#)

Judiciary: Kaufmann, Chair; Gaines and Heaton.

[House File 399](#)

Transportation: Iverson, Chair; Lykam and Tjepkes.

[House File 400](#)

Transportation: Iverson, Chair; Lykam and Tjepkes.

[House File 407](#)

Agriculture: Drake, Chair; H. Miller and Moore.

[House File 413](#)

Economic Growth/Rebuild Iowa: Soderberg, Chair; Lofgren and Thomas.

[House File 415](#)

Judiciary: Pearson, Chair; J. Taylor and Wolfe.

[House File 416](#)

Judiciary: Tjepkes, Chair; Garrett and Swaim.

[House File 421](#)

Commerce: Grassley, Chair; Kajtazovic and J. Smith.

[House File 423](#)

Human Resources: Garrett, Chair; Mascher and Massie.

[House File 426](#)

Education: L. Miller, Chair; Forristall and Willems.

[House File 430](#)

Agriculture: Sweeney, Chair; Paustian and Swaim.

[House File 431](#)

Agriculture: Sweeney, Chair; Baudler and Quirk.

[Senate File 120](#)

Education: Byrnes, Chair; Jorgensen and Mascher.

[Senate File 121](#)

Judiciary: Rogers, Chair; Alons and Oldson.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 164](#)

Agriculture: S. Olson, Chair; H. Miller and Sweeney.

[House Study Bill 183](#)

Economic Growth/Rebuild Iowa: Schultz, Chair; De Boef and Jacoby.

[House Study Bill 184](#)

Veterans Affairs: Chambers, Chair; Kearns and Sweeney.

[House Study Bill 185](#)

Judiciary: Rogers, Chair; Pearson and Wessel-Kroeschell.

[House Study Bill 186](#)

Commerce: Iverson, Chair; Fry and Muhlbauer.

[House Study Bill 187](#)

State Government: Iverson, Chair; Lensing and Schulte.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 188](#) **Agriculture**

Relating to the environmental impact of livestock operations by providing for financial assistance, and making an appropriation.

[H.S.B. 189](#) **Appropriations**

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

**H.S.B. 190 Appropriations**

Relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

**H.S.B. 191 Appropriations**

Relating to and making appropriations to the department of cultural affairs, the department of economic development, certain board of regents institutions, the department of workforce development, the public employment relations board, and the Iowa finance authority, and related matters.

**H.S.B. 192 Appropriations**

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, and providing for related matters.

**H.S.B. 193 Appropriations**

Relating to and making appropriations to the justice system.

**H.S.B. 194 Appropriations**

Relating to and making appropriations to the judicial branch.

**H.S.B. 195 Appropriations**

Relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

**H.S.B. 196 Local Government**

Relating to the construction of subdivision improvements and certain notice requirements.

**H.S.B. 197 Local Government**

Delaying increases in employee and employer contribution rates to the Iowa public employees' retirement system.

**H.S.B. 198 State Government**

Relating to government property and projects, including competitive bidding, the location of state agencies, and outstanding state warrants.

**H.S.B. 199 Veterans Affairs**

Relating to officers or enlisted persons within the national guard or organized reserves of the armed forces of the United States or any member of the civil air patrol.

**H.S.B. 200 Commerce**

Creating new procedures for external review of health care coverage decisions by health carriers and including transition and applicability provisions.

**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.

W. CHARLES SMITHSON  
Chief Clerk of the House

**COMMITTEE ON AGRICULTURE**

**Committee Bill** (Formerly [House Study Bill 112](#)), relating to the promotion of biodiesel fuel, by providing for tax credits to retail dealers and payments to biodiesel producers, making an appropriation, providing a penalty and including effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House Study Bill 149](#)), relating to reimbursement for state audits of certain commodity organizations, and including effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House File 355](#)), relating to agriculture, by eliminating certain powers of and requirements administered by the department of agriculture and land stewardship.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 28, 2011.

#### COMMITTEE ON COMMERCE

**Committee Bill** (Formerly [House Concurrent Resolution 9](#)), urging the United States Congress to modernize the Toxic Substances Control Act of 1976.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House Study Bill 27](#)), creating a certificate of merit in a medical malpractice action.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House Study Bill 80](#)), relating to indemnification provisions in construction contracts.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House Study Bill 125](#)), relating to various matters under the purview of the insurance division of the department of commerce.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

#### COMMITTEE ON ECONOMIC GROWTH/REBUILD IOWA

**Committee Bill** (Formerly [House File 181](#)), relating to the legislative review of administrative rules, and rescinding all rules every five years.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House File 263](#)), requiring regulatory analysis for new administrative rules regarding the impact of the rules on small business.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

#### COMMITTEE ON EDUCATION

**Committee Bill** (Formerly [House File 139](#)), requiring faculty members of regents institutions and community colleges charged with a crime to repay all salary received during a paid leave of absence if convicted.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** ([House File 144](#)), relating to the minimum hours of instructional school time in a school year for public and accredited nonpublic elementary and secondary schools, and including effective date provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House Study Bill 145](#)), creating an Iowa preschool scholarship program for four-year-old children, repealing the statewide preschool program for four-year-old children, and including effective date and applicability provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

#### COMMITTEE ON ENVIRONMENTAL PROTECTION

**Committee Bill** (Formerly [House Study Bill 179](#)), relating to environmental protection, including solid waste, sewage works, hazardous waste, infectious medical waste, and pesticide and fertilizer contamination.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 1, 2011.

## COMMITTEE ON HUMAN RESOURCES

**Committee Bill** (Formerly [House Study Bill 122](#)), to exclude tests not intended to evaluate the risk of developing a disease from the restrictions on genetic testing contained in the Iowa criminal code.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House File 235](#)), relating to payment for mental health counselor behavioral health services provided under the Medicaid program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House File 309](#)), relating to visitation or interaction with siblings by children participating in the subsidized guardianship program administered by the department of human services and including effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

## COMMITTEE ON LABOR

**Committee Bill** (Formerly [House Study Bill 167](#)), relating to teacher termination and appeals thereof.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2011.

**Committee Bill** (Formerly [House Study Bill 173](#)), providing that the workers' compensation commissioner and the labor commissioner shall be appointed by and serve at the pleasure of the director of the department of workforce development and including effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2011.

**Committee Bill** (Formerly [House File 215](#)), relating to employer credits for overpayments of weekly workers' compensation benefits.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2011.



**Committee Bill** (Formerly [House File 311](#)), relating to the interest rate on weekly workers' compensation payments that are not paid when due and including applicability date provisions.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2011.

**Committee Bill** (Formerly [House File 312](#)), relating to public employees, by requiring a survey and report on state employee salaries and benefits and relating to the arbitration of public employee collective bargaining agreements.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2011.

#### COMMITTEE ON NATURAL RESOURCES

**Committee Bill** (Formerly [House Study Bill 76](#)), relating to snowmobile registration and permit fees.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2011.

#### COMMITTEE ON PUBLIC SAFETY

**Committee Bill** (Formerly [House File 122](#)), relating to the authority to possess offensive weapons and the carrying of weapons by a licensed private investigator and a licensed private security officer.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

#### COMMITTEE ON STATE GOVERNMENT

**Committee Bill** (Formerly [House Study Bill 100](#)), concerning the duties and responsibilities of the auditor of state.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House Study Bill 106](#)), excluding certain employees of the secretary of state from the public employee collective bargaining law.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House Study Bill 141](#)), concerning investment of certain public funds in companies doing business in Iran by the treasurer of state, public retirement systems in Iowa, and the state board of regents.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

**Committee Bill** (Formerly [House File 316](#)), relating to a voter's designee for purposes of returning absentee ballots.

Fiscal Note is not required.

Recommended **Do Pass** February 28, 2011.

#### COMMITTEE ON TRANSPORTATION

**Committee Bill** (Formerly [House Study Bill 93](#)), relating to the use of automated traffic enforcement systems.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 1, 2011.

#### RESOLUTIONS FILED

[H.R. 16](#), by J. Taylor, a resolution honoring the life of service of Iowan Richard "Dick" Sturgeon.

Laid over under **Rule 25**.

[H.R. 17](#), by Heddens, Heaton, Schulte, and M. Smith, a resolution recognizing Wednesday, March 2, 2011, as "Spread the Word to End the Word" day of awareness in Iowa and encouraging the American Medical Association, the American Psychiatric Association, and kindred organizations to utilize the term "intellectual disability" for clinical purposes.

Laid over under **Rule 25**.

On motion by Upmeyer of Hancock the House adjourned at 7:26 p.m., until 8:30 a.m., Wednesday, March 2, 2011.