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**STATE OF IOWA**

# **House Journal**

**WEDNESDAY, MARCH 2, 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-second Calendar Day - Thirty-seventh Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, March 2, 2011

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

Prayer was offered by Representative Thede of Scott County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ben Keagle, Page from St. Charles.

The Journal of Tuesday, March 1, 2011 was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Rasmussen of Buchanan, until his arrival, on request of Windschitl of Harrison; Sands of Louisa on request of Upmeyer of Hancock; R. Olson of Polk on request of McCarthy of Polk.

## INTRODUCTION OF BILLS

[House File 471](#), by Pettengill and Heaton, a bill for an act creating an Iowa state board for blind and deaf education with authority over the Iowa school for the deaf and the Iowa braille and sight saving school.

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

[House File 472](#), by Cohoon, a bill for an act relating to open enrollment by providing for the retention of state funding by the sending district.

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

ADOPTION OF [HOUSE RESOLUTION 17](#)

Upmeyer of Hancock asked and received unanimous consent for the immediate consideration of [House Resolution 17](#), 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, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:44 a.m., until the fall of the gavel.

The House resumed session at 9:02 a.m., Kaufman of Cedar in the chair.

CONSIDERATION OF BILLS  
Regular Calendar

[House File 290](#), a bill for an act to allow the use of motorcycles equipped with detachable stabilizing rear wheels on Iowa roads, was taken up for consideration.

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

On the question “Shall the bill pass?” ([H.F. 290](#))

The ayes were, 95:

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	Kearns	Kelley
Klein	Koester	Kressig	Lensing
Lofgren	Lukan	Lykam	Mascher

Massie	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Paulsen, Spkr.	Paustian
Pearson	Petersen	Pettengill	Quirk
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	Watts	Wenthe
Wessel-Kroeschell	Willems	Winckler	Windschitl
Wittneben	Worthan	Kaufmann, Presiding	

The nays were, none.

Absent or not voting, 5:

Brandenburg	Olson, R.	Rasmussen	Sands
Wolfe			

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

#### [HOUSE FILE 53](#) WITHDRAWN

Rogers of Black Hawk asked and received unanimous consent to withdraw [House File 53](#) from further consideration by the House.

#### ADOPTION OF [HOUSE RESOLUTION 12](#)

Koester of Polk asked and received unanimous consent for the immediate consideration of [House Resolution 12](#), as follows, and moved its adoption:

#### [HOUSE RESOLUTION 12](#)

##### BY COMMITTEE ON ETHICS

- 1 A resolution relating to the rules governing lobbyists
- 2 in the House of Representatives.
- 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
- 4 That the House Rules Governing Lobbyists shall be as
- 5 follows:
- 6 HOUSE RULES GOVERNING LOBBYISTS
- 7 1. DEFINITIONS OF TERMS. As used in these
- 8 rules, "client", "gift", "immediate family member",
- 9 "lobbyist", and "person" have the meanings provided
- 10 in section 68B.2 of the Code, except that the terms
- 11 "lobbyist" and "client" shall only refer to persons

12 who are lobbyists or clients of lobbyists of the house  
13 of representatives. Except as otherwise provided,  
14 "employee of the house" means a full-time permanent  
15 paid employee of the house of representatives.

16 2. REGISTRATION REQUIRED.

17 a. All lobbyists shall, on or before the day their  
18 lobbying activity begins, register in the manner  
19 provided under section 68B.36 of the Code. Lobbyist  
20 registration forms shall be available in the office of  
21 the chief clerk of the house.

22 b. In addition each registered lobbyist shall file  
23 with the chief clerk of the house a statement of the  
24 general subjects of legislation in which the lobbyist  
25 is or may be interested, the file number of the bills  
26 and resolutions and the bill number of study bills,  
27 if known, which will be lobbied, whether the lobbyist

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1 intends to lobby for or against each bill, resolution,  
2 or study bill, if known, and on whose behalf the  
3 lobbyist is lobbying the bill, resolution, or study  
4 bill. A lobbyist filing a declaration for a bill,  
5 resolution, or study bill may also submit a position  
6 statement with the declaration explaining the position  
7 of the lobbyist's client on the bill, resolution, or  
8 study bill. The chief clerk of the house shall include  
9 in the electronic bill declaration system a method for  
10 the submission of position statements by lobbyists.

11 Any change in or addition to the information  
12 required by this rule shall be registered with the  
13 chief clerk of the house within ten days from the time  
14 the change or addition is known to the lobbyist.

15 c. Beginning with lobbyist registration for the  
16 2012 session of the Eighty-fourth General Assembly,  
17 lobbyist registration shall include an affirmation by  
18 the lobbyist regarding compliance with rule 16.

19 d. A lobbyist who represents the position of a  
20 state government agency, in which the person serves  
21 or is employed as the designated representative for  
22 purposes of encouraging the passage or defeat of  
23 legislation, shall comply with rule 20 of the house  
24 rules.

25 3. CANCELLATION OF REGISTRATION. If a lobbyist's  
26 service on behalf of a particular employer, client, or  
27 cause is concluded after the lobbyist registers but  
28 before the first day of the next legislative session,  
29 the lobbyist shall cancel the registration in the  
30 manner required under section 68B.36 of the Code. Upon

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1 cancellation of registration, a person is prohibited  
2 from engaging in any lobbying activity on behalf  
3 of that particular employer, client, or cause until  
4 reregistering and complying with the requirements of  
5 section 68B.36 of the Code.

6 4. AMENDMENT OF REGISTRATION. If a registered  
7 lobbyist represents more than one employer, client,  
8 or cause and the lobbyist's services are concluded  
9 on behalf of a particular employer, client, or cause  
10 after the lobbyist registers but before the first day  
11 of the next legislative session, the lobbyist shall  
12 file an amendment to the lobbyist's registration  
13 indicating which employer, client, or cause is no  
14 longer represented by the lobbyist and the date upon  
15 which the representation concluded.

16 If a lobbyist is retained by one or more additional  
17 employers, clients, or causes after the lobbyist  
18 registers but before the first day of the next  
19 legislative session, the lobbyist shall file an  
20 amendment to the lobbyist's registration indicating the  
21 employer, client, or cause to be added and the date  
22 upon which the representation begins.

23 Amendments to a lobbyist's registration regarding  
24 changes which occur during the time that the general  
25 assembly is in session shall be filed within one  
26 working day after the date upon which the change in  
27 the lobbyist's representation becomes effective.  
28 Amendments regarding changes which occur when the  
29 general assembly is not in session shall be filed  
30 within ten days after the date upon which the change in

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1 the lobbyist's representation becomes effective.

2 5. PUBLIC ACCESS. All information filed by a  
3 lobbyist or a client of a lobbyist under chapter 68B  
4 of the Code is a public record and open to public  
5 inspection at any reasonable time.

6 6. CHARGE ACCOUNTS. Lobbyists and the clients  
7 they represent shall not allow members of the house  
8 to charge any amounts or items to a charge account to  
9 be paid for by those lobbyists or by the clients they  
10 represent.

11 7. ACCESS TO HOUSE FLOOR. Lobbyists shall only be  
12 permitted on the floor of the house pursuant to ~~rule 20~~  
13 ~~of the rules of the house~~ rules.

14 8. FEE OR BONUS PROHIBITED. A fee or bonus shall  
15 not be paid to any lobbyist with reference to any  
16 legislative action that is conditioned wholly or in  
17 part upon the results attained by the lobbyist.

18 9. OFFERS OF ECONOMIC OR INVESTMENT OPPORTUNITY. A  
19 lobbyist, employer, or client of a lobbyist shall not  
20 offer economic or investment opportunity or promise  
21 of employment to any member of the house with intent  
22 to influence conduct in the performance of official  
23 duties.  
24 10. PERSONAL OR FINANCIAL OBLIGATION. A lobbyist  
25 shall not do anything with the purpose of placing  
26 a member of the house under personal or financial  
27 obligation to a lobbyist or a lobbyist's principal or  
28 agent.  
29 11. ATTEMPTS TO CREATE ADDITIONAL EMPLOYMENT. A  
30 lobbyist shall not cause or influence the introduction

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1 of any bill or amendment for the purpose of being  
2 employed to secure its passage or defeat.  
3 12. CAMPAIGN SUPPORT. A lobbyist shall not  
4 influence or attempt to influence a member's actions  
5 by the promise of financial support for the member's  
6 candidacy or threat of financial support for an  
7 opposition candidate. A lobbyist shall not make a  
8 campaign contribution to a member or to a member's  
9 candidate's committee during the time that the general  
10 assembly is in session.  
11 13. COMMUNICATION WITH MEMBER'S EMPLOYER  
12 PROHIBITED. A lobbyist shall not communicate with a  
13 member's employer for the purpose of influencing a vote  
14 of the member.  
15 14. EXCESS PAYMENTS. A lobbyist shall not pay or  
16 agree to pay to a member a price, fee, compensation,  
17 or other consideration for the sale or lease of  
18 any property or the furnishing of services which is  
19 substantially in excess of that which other persons in  
20 the same business or profession would charge in the  
21 ordinary course of business.  
22 15. PROHIBITION AGAINST GIFTS. A lobbyist or  
23 client of a lobbyist shall not, directly or indirectly,  
24 offer or make a gift or series of gifts to any member  
25 or full-time permanent employee of the house or the  
26 immediate family members of a member or full-time  
27 permanent employee of the house except as otherwise  
28 provided in section 68B.22 of the Code. A lobbyist  
29 or client of a lobbyist who intends or plans to give  
30 a nonmonetary item, other than food or drink consumed

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1 in the presence of the donor, which does not have a  
2 readily ascertainable value, to a member or full-time  
3 permanent employee of the house, prior to giving or

4 sending the item to the member or employee, shall seek  
5 approval of the item from the chief clerk of the house.  
6 A lobbyist or client of a lobbyist who seeks approval  
7 of an item from the chief clerk shall submit the item  
8 and evidence of the value of the item at the time that  
9 approval is requested.

10 16. GIFT LAW REQUIREMENTS. A lobbyist shall inform  
11 each of the lobbyist's clients of the requirements of  
12 section 68B.22 of the Code and of the responsibility to  
13 seek approval prior to giving or sending a nonmonetary  
14 item which does not have a readily ascertainable value  
15 to a member or a full-time permanent employee of the  
16 house.

17 ~~16.~~ 17. FINANCIAL TRANSACTIONS. A lobbyist shall  
18 not, directly or indirectly, make a loan to a member of  
19 the house or to an employee of the house.

20 A loan prohibited under this section does not  
21 include a loan made in the ordinary course of business  
22 of a lobbyist if the primary business of the lobbyist  
23 is something other than lobbying, if consideration of  
24 equal or greater value is received by the lobbyist,  
25 and if fair market value is given or received for the  
26 benefit conferred.

27 ~~17.~~ 18. HONORARIA ---- RESTRICTIONS. A lobbyist  
28 or client of a lobbyist shall not pay an honorarium  
29 to a member or employee of the house for a speaking  
30 engagement or other formal public appearance in the

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1 official capacity of the member or employee except as  
2 otherwise provided in section 68B.23 of the Code.

3 ~~18.~~ 19. COMPLAINTS. The procedures for complaint  
4 and enforcement of these rules shall be the same as  
5 those provided in the house code of ethics.

6 ~~19.~~ 20. PROCEDURES AND FORMS. The chief clerk of  
7 the house, subject to the approval of the house ethics  
8 committee, shall prescribe procedures for compliance  
9 with these rules, and shall prepare forms for the  
10 filing of complaints and make them available to any  
11 person.

The motion prevailed and the resolution was adopted.

**House File 322**, a bill for an act relating to the creation of a task force concerning drug product selection relative to antiepileptic drugs for the treatment of epileptic seizures and including effective date provisions, was taken up for consideration.



L. Miller 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. 322](#))

The ayes were, 97:

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	Kearns
Kelley	Klein	Koester	Kressig
Lensing	Lofgren	Lukan	Lykam
Mascher	Massie	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Paulsen, Spkr.
Paustian	Pearson	Petersen	Pettengill
Quirk	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	Watts
Wenthe	Wessel-Kroeschell	Willems	Winckler
Windschitl	Wittneben	Wolfe	Worthan
Kaufmann, Presiding			

The nays were, none.

Absent or not voting, 3:

Olson, R.	Rasmussen	Sands
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 328](#), a bill for an act relating to matters under the purview of the division of banking of the department of commerce, and including effective date provisions, was taken up for consideration.

Petersen of Polk offered amendment [H-1102](#) filed by her and moved its adoption.

J. Smith of Dickinson rose on a point of order that amendment [H-1102](#) was not germane.

The Speaker ruled the point well taken and amendment [H-1102](#) not germane.

Petersen of Polk asked for unanimous consent to suspend the rules to consider amendment [H-1102](#).

Objection was raised.

Petersen of Polk moved to suspend the rules to consider amendment [H-1102](#).

Roll call was requested by Petersen of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment [H-1102](#)?" ([H.F. 328](#))

The ayes were, 40:

Abdul-Samad	Baudler	Berry	Cohoon
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
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
Brandenburg	Byrnes	Chambers	Cownie
De Boef	Deyoe	Dolecheck	Drake
Forristall	Fry	Garrett	Grassley
Hagenow	Hager	Hanusa	Heaton
Hein	Helland	Horbach	Huseman
Iverson	Jorgensen	Klein	Koester
Lofgren	Lukan	Massie	Miller, L.

Moore	Olson, S.	Paulsen, Spkr.	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	Kaufmann, Presiding		

Absent or not voting, 2:

Olson, R.                Rasmussen

The motion to suspend the rules lost.

J. Smith of Dickinson offered amendment [H-1101](#) filed by him and moved its adoption.

Amendment [H-1101](#) was adopted.

J. Smith of Dickinson 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. 328](#))

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Arnold
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Chambers	Cphoon	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	Kearns
Kelley	Klein	Koester	Kressig
Lensing	Lofgren	Lukan	Lykam
Mascher	Massie	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Paulsen, Spkr.
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	Kaufmann, Presiding		

The nays were, none.

Absent or not voting, 2

Olson, R.                Rasmussen

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

#### IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 290, 322 and 328.**

On motion by Upmeyer of Hancock, the House was recessed at 9:31 a.m., until 5:30 p.m.

#### AFTERNOON SESSION

The House reconvened at 5:36 p.m., Speaker Paulsen in the chair.

#### INTRODUCTION OF BILLS

[House File 473](#), by committee on labor, a bill for an act relating to bidding and contracting for public improvement, public works, and public road projects and including effective date and applicability provisions.

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

[House File 474](#), by committee on veterans affairs, a bill for an act to designate August 7 of each year as Purple Heart Day.

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

[House File 475](#), by committee on veterans affairs, a bill for an act relating to the injured veterans grant program.

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

[House File 476](#), by Iverson, a bill for an act relating to agricultural associations, by providing for a community investment board.

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

[House File 477](#), by Kajtazovic, a bill for an act establishing solar energy ownership or purchasing goals applicable to electric utilities.

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

[House File 478](#), by Heddens, Wessel-Kroeschell, Petersen, Steckman, Thede, Winckler, Abdul-Samad, and Mascher, a bill for an act relating to state and county responsibilities for adult mental health, mental retardation, and developmental disabilities services and including effective date provisions.

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

[House File 479](#), by Swaim, a bill for an act relating to the definition of assault in the criminal code.

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

[House File 480](#), by Berry, a bill for an act relating to restoration of rights of citizenship for persons convicted of a crime.

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

[House File 481](#), by committee on agriculture, a bill for an act relating to reimbursement for state audits of certain commodity organizations, and including effective date provisions.

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

[House File 482](#), by committee on commerce, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce.

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

[House File 483](#), by committee on commerce, a bill for an act relating to indemnification provisions in construction contracts.

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

[House File 484](#), by committee on state government, a bill for an act 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.

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

[House File 485](#), by committee on economic growth/rebuild Iowa, a bill for an act relating to the legislative review of administrative rules, and rescinding all rules every five years.

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

[House File 486](#), by Isenhart, a bill for an act providing for a local food and farm program initiative and making appropriations.

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

[House File 487](#), by H. Miller, Hanson, Thede, Thomas, Kearns, Steckman, Mascher, Abdul-Samad, Cohoon, Gaskill, Wessel-Kroeschell, Lensing, Kelley, Wittneben, Wenthe, Jacoby, Muhlbauer, Murphy, Winckler, Hunter, Berry, R. Olson, S. Olson, Sweeney, De Boef, Alons, Isenhart, Swaim, and Quirk, a bill for an act establishing a committee to provide for greater collaboration between urban and rural communities.

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

[House File 488](#), by Cohoon, a bill for an act relating to grade acceleration for students identified as gifted and talented.

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

[House File 489](#), by Alons, a bill for an act relating to the application of foreign laws, and including effective date provisions.

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

[House File 490](#), by committee on commerce, a bill for an act creating a certificate of merit affidavit in a medical malpractice action.

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

[House File 491](#), by committee on economic growth/rebuild Iowa, a bill for an act requiring regulatory analysis for new administrative rules regarding the impact of the rules on small business.

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

[House File 492](#), by committee on state government, a bill for an act excluding certain employees of the secretary of state from the public employee collective bargaining law.

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

[House File 493](#), by committee on education, a bill for an act 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.

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

[House File 494](#), by committee on human resources, a bill for an act 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.

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

[House File 495](#), by committee on human resources, a bill for an act 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.

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

[House File 496](#), by Sweeney and Steckman, a bill for an act relating to disclosure statements required to be delivered to persons interested in acquiring real property, by providing a notice if the real property is located in a levee or drainage district.

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

[House File 497](#), by committee on human resources, a bill for an act relating to payment for behavioral health services provided by licensed mental health counselors and certified alcohol and drug counselors under the Medicaid program.

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

[House File 498](#), by committee on labor, a bill for an act repealing requirements relating to the aggregate ratio in the number of executive branch employees per supervisory employee in executive branch agencies and including effective date provisions.

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

[House File 499](#), by committee on state government, a bill for an act relating to a voter's designee for purposes of returning absentee ballots.

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

[House File 500](#), by committee on environmental protection, a bill for an act relating to rulemaking authority of the department of natural resources and including effective date and applicability provisions.

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

[House File 501](#), by committee on commerce, a bill for an act relating to the licensing and regulation of real estate brokers and salespersons.

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



[HOUSE FILE 450](#) REREFERRED

The Speaker announced that [House File 450](#), previously referred to committee on **state government** was rereferred to committee on **local government**.

[HOUSE FILE 457](#) REFERRED

The Speaker announced that [House File 457](#), previously placed on the **calendar** was referred to committee on **appropriations**.

SUBCOMMITTEE ASSIGNMENTS

[House File 387](#)

State Government: Rogers, Chair; Gaskill and Jorgensen.

[House File 413](#) Reassigned

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

[House File 425](#)

Commerce: Watts, Chair; Grassley and Kajtazovic.

[House File 427](#)

Judiciary: Alons, Chair; Lensing and Massie.

[House File 428](#)

Judiciary: Rogers, Chair; Gaines and J. Taylor.

[House File 429](#)

Judiciary: Hagenow, Chair; Garrett and M. Smith.

[House File 433](#)

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

[House File 434](#)

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

[House File 435](#)

State Government: Drake, Chair; Helland and Wenthe.

[House File 436](#)

Commerce: Watts, Chair; Quirk and Wagner.

[House File 438](#)

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

[House File 440](#)

Judiciary: Anderson, Chair; Kaufmann and Wessel-Kroeschell.

[House File 441](#)

Judiciary: Baltimore, Chair; R. Olson and Tjepkes.

[House File 442](#)

Judiciary: Tjepkes, Chair; Lensing and Rogers.

[House File 443](#)

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

[House File 444](#)

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

[House File 446](#)

Natural Resources: Baudler, Chair; Gaskill and Rayhons.

[House File 447](#)

State Government: Helland, Chair; Kaufmann and Mascher.

[House File 450](#)

**(Committee of the Whole)**

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

[House File 472](#)

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

[Senate File 130](#)

Natural Resources: Rayhons, Chair; Thede and Van Engelenhoven.

## HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

**House Study Bill 181 Reassigned**

Commerce: Horbach, Chair; Baltimore and Oldson.

**House Study Bill 188**

Agriculture: S. Olson, Chair; Deyoe and Hanson.

**House Study Bill 189  
(Committee of the Whole)**

Appropriations: Raecker, Chair; Chambers, Cohoon, Dolecheck, Drake, Garrett, Gaskill, Hagenow, Hall, Heaton, Heddens, Huseman, Lukan, Murphy, T. Olson, Rogers, Running-Marquardt, Schulte, Schultz, T. Taylor, Wagner, Watts, Wenthe, Winckler and Worthan.

**House Study Bill 190  
(Committee of the Whole)**

Appropriations: Raecker, Chair; Chambers, Cohoon, Dolecheck, Drake, Garrett, Gaskill, Hagenow, Hall, Heaton, Heddens, Huseman, Lukan, Murphy, T. Olson, Rogers, Running-Marquardt, Schulte, Schultz, T. Taylor, Wagner, Watts, Wenthe, Winckler and Worthan.

**House Study Bill 191  
(Committee of the Whole)**

Appropriations: Raecker, Chair; Chambers, Cohoon, Dolecheck, Drake, Garrett, Gaskill, Hagenow, Hall, Heaton, Heddens, Huseman, Lukan, Murphy, T. Olson, Rogers, Running-Marquardt, Schulte, Schultz, T. Taylor, Wagner, Watts, Wenthe, Winckler and Worthan.

**House Study Bill 192  
(Committee of the Whole)**

Appropriations: Raecker, Chair; Chambers, Cohoon, Dolecheck, Drake, Garrett, Gaskill, Hagenow, Hall, Heaton, Heddens, Huseman, Lukan, Murphy, T. Olson, Rogers, Running-Marquardt, Schulte, Schultz, T. Taylor, Wagner, Watts, Wenthe, Winckler and Worthan.

**House Study Bill 193  
(Committee of the Whole)**

Appropriations: Raecker, Chair; Chambers, Cohoon, Dolecheck, Drake, Garrett, Gaskill, Hagenow, Hall, Heaton, Heddens, Huseman, Lukan, Murphy, T. Olson, Rogers, Running-Marquardt, Schulte, Schultz, T. Taylor, Wagner, Watts, Wenthe, Winckler and Worthan.

[House Study Bill 194](#)  
(Committee of the Whole)

Appropriations: Raecker, Chair; Chambers, Cohoon, Dolecheck, Drake, Garrett, Gaskill, Hagenow, Hall, Heaton, Heddens, Huseman, Lukan, Murphy, T. Olson, Rogers, Running-Marquardt, Schulte, Schultz, T. Taylor, Wagner, Watts, Wenthe, Winckler and Worthan.

[House Study Bill 196](#)  
(Committee of the Whole)

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

[House Study Bill 197](#)

Local Government: Baltimore, Chair; Running-Marquardt and Wagner.

[House Study Bill 198](#)

State Government: Rogers, Chair; Hein and Hunter.

[House Study Bill 199](#)

Veterans Affairs: Hanusa, Chair; Berry and Lukan.

[House Study Bill 200](#)

Commerce: Pettengill, Chair; Fry and Oldson.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 201](#) Commerce

Relating to wind energy development and production.

[H.S.B. 202](#) Commerce

Relating to expert witness standards, damage awards, and proportionate liability in medical malpractice actions.

[H.S.B. 203](#) Agriculture

Relating to livestock by providing for their feeding and care when the livestock are deemed to be neglected.

**H.S.B. 204 Public Safety**

Making changes to the membership of the Iowa drug policy advisory council.

**H.S.B. 205 State Government**

Relating to the use of adult stem cells in this state, including uses relating to the practice of medicine, the practice of pharmacy, and clinical research.

**H.S.B. 206 Appropriations**

Relating to and making appropriations involving state government entities concerned with agriculture, natural resources, and environmental protection, and including effective date provisions.

**H.S.B. 207 Local Government**

Relating to actions against counties and cities.

**H.S.B. 208 State Government**

Concerning live dog racing at pari-mutuel dog racetracks and including effective date provisions.

**H.S.B. 209 Agriculture**

Creating a committee to provide for greater collaboration between urban and rural communities.

**H.S.B. 210 Local Government**

Providing for allocation of E911 wireless surcharge revenue to counties for specified purposes.

**H.S.B. 211 Local Government**

Restricting the ability of cities and counties to adopt or enforce certain ordinances relating to residential property.

**H.S.B. 212 Ways and Means**

Providing an individual income tax credit for certain supplies purchased by a teacher and including retroactive applicability provisions.

**H.S.B. 213 Ways and Means**

Providing a sales tax exemption for global positioning systems used in farming operations.

**H.S.B. 214 Ways and Means**

Relating to assessment of telecommunications company property for purposes of property taxation, and including effective date and applicability provisions.

**H.S.B. 215 Ways and Means**

Relating to the assessment and taxation of qualifying local exchange carrier property.

**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**

**House File 348**, a bill for an act providing for voting methods which may be utilized by members of cooperative associations.

Fiscal Note is not required.

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

**Committee Bill** (Formerly **House File 292**), relating to requests for agency action involving rules affecting livestock production, and including effective date provisions.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House File 369](#)), relating to pseudorabies testing.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 109](#)), relating to ethanol by providing for tax credits and reporting for ethanol blended gasoline, and including effective date and applicability provisions.

Fiscal Note is not required.

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

#### COMMITTEE ON COMMERCE

**Committee Bill** (Formerly [House File 262](#)), concerning mechanics' liens including the establishment of a state construction registry for residential construction property and including effective date provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 2, 2011.

**Committee Bill** (Formerly [House Study Bill 57](#)), prohibiting the inclusion of health plans that provide coverage for abortion in a state health benefit exchange and including effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** March 2, 2011.

**Committee Bill** (Formerly [House Study Bill 124](#)), relating to the permitting, licensing, construction, and operation of nuclear generation facilities.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 2, 2011.

**Committee Bill** (Formerly [House Study Bill 158](#)), providing for the installation and operation of an automatic metering and termination of service system by electric utilities.

Fiscal Note is not required.

Recommended **Do Pass** March 2, 2011.

**Committee Bill** (Formerly [House Study Bill 159](#)), authorizing the establishment of health insurance exchanges in the state and including effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** March 2, 2011.

## COMMITTEE ON ECONOMIC GROWTH/REBUILD IOWA

**Committee Bill** (Formerly [House File 305](#)), relating to the use of floodplain maps published by the federal emergency management agency.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 183](#)), relating to an annual review of certain disaster-related programs, plans, and systems.

Fiscal Note is not required.

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

## COMMITTEE ON EDUCATION

**Committee Bill** (Formerly [House File 124](#)), replacing the charter school establishment option under the state's system of public education.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 2, 2011

## COMMITTEE ON HUMAN RESOURCES

**Committee Bill** (Formerly [House File 165](#)), relating to donation of newborn umbilical cord blood.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House File 296](#)), relating to including telemedicine services as a distinct covered service under the medical assistance program.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 54](#)), relating to voluntary cessation of program operations and decertification of assisted living programs, and providing penalties.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 132](#)), relating to the child abuse registry administered by the department of human services.



Fiscal Note is not required.

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

COMMITTEE ON JUDICIARY

**Committee Bill** (Formerly [House File 166](#)), creating the transparency in private attorney contracts Act.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 38](#)), relating to the disposition of a child with mental illness or mental retardation in juvenile court.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 92](#)), creating the health care professional lien Act.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 96](#)), relating to the conveyance or encumbrance of a homestead by a spouse.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 150](#)), restricting claims involving mineral rights underlying land owned by another person.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 185](#)), relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions.

Fiscal Note is not required.

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

## COMMITTEE ON LOCAL GOVERNMENT

**Committee Bill** (Formerly [House File 223](#)), relating to filling vacancies in elective city offices.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 162](#)), relating to the administration of the special appraiser's fund and the assessment expense fund.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 163](#)), relating to the powers and governance of benefited recreational lake districts, water quality districts, and combined recreational lake and water quality districts.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 178](#)), relating to county support of county civil service commissions.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 196](#)), relating to the construction of subdivision improvements and certain notice requirements.

Fiscal Note is not required.

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

## COMMITTEE ON PUBLIC SAFETY

**Committee Bill** (Formerly [House File 7](#)), relating to the justifiable use of reasonable force and providing a remedy.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 127](#)), relating to possession under the criminal law.

Fiscal Note is not required.

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

## COMMITTEE ON STATE GOVERNMENT

**Committee Bill** (Formerly [House Study Bill 119](#)), relating to voter registration.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 133](#)), relating to election recounts.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 139](#)), authorizing the Iowa state fair board to establish an endowment fund to receive gifts in trust dedicated to the maintenance and improvement of the Iowa state fairgrounds.

Fiscal Note is not required.

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

**Committee Bill** (Formerly [House Study Bill 187](#)), relating to matters under the purview of the alcoholic beverages division of the department of commerce including alcoholic beverage permits and licenses and administrative provisions, modifying fees, and including effective date provisions.

Fiscal Note is not required.

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

## COMMITTEE ON TRANSPORTATION

**Committee Bill** (Formerly [House File 79](#)), concerning a study of the unlawful use of persons with disabilities parking spaces.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 2, 2011.

**Committee Bill** (Formerly [House Study Bill 143](#)), concerning implementation of a statewide program for electronic registration and titling of vehicles and including effective date provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 2, 2011.

## RESOLUTIONS FILED

[H.C.R. 13](#), by committee on commerce, a concurrent resolution urging the United States Congress to modernize the Toxic Substances Control Act of 1976.

Placed on the **calendar**.

[H.C.R. 14](#), by Tjepkes, a concurrent resolution requesting the legislative council create a study committee relating to law enforcement officer training in Iowa.

Laid over under **Rule 25**.

## AMENDMENTS FILED

<a href="#">H-1109</a>	<a href="#">H.F. 470</a>	Baudler of Adair
<a href="#">H-1110</a>	<a href="#">H.F. 271</a>	McCarthy of Polk

On motion by Upmeyer of Hancock the House adjourned at 5:41 p.m., until 8:30 a.m., Thursday, March 3, 2011.