

PROOF

STATE OF IOWA

House Journal

TUESDAY, MARCH 27, 2012

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JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fifty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 27, 2012

The House met pursuant to adjournment at 8:37 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Julia Poulsen from First United Methodist Church, Jefferson. She was the guest of Representative Tjepkes of Webster County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ben Westendorf, South Hardin Student Council President from Radcliffe. He was the guest of Representative Sweeney of Hardin.

The Journal of Monday, March 26, 2012, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2012, passed the following bill in which the concurrence of the Senate was asked:

[House File 2166](#), a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue.

Also: That the Senate has on March 26, 2012, passed the following bill in which the concurrence of the Senate was asked:

[House File 2231](#), a bill for an act relating to residency qualifications for memorial hospital commissioners.

Also: That the Senate has on March 26, 2012, passed the following bill in which the concurrence of the Senate was asked:

[House File 2388](#), a bill for an act relating to maximizing hospital-specific disproportionate share hospital payments, and providing for contingent implementation.

Also: That the Senate has on March 26, 2012, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2390](#), a bill for an act relating to obscene material, commercial sexual activity, and human trafficking, and providing penalties and making penalties applicable.

Also: That the Senate has on March 26, 2012, passed the following bill in which the concurrence of the Senate was asked:

[House File 2428](#), a bill for an act relating to the movement of certain combinations of vehicles on economic export corridors established by the department of transportation.

Also: That the Senate has on March 26, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2164](#), a bill for an act relating to department of human services' evaluations of criminal or abuse records of employees of health care facilities and child care facilities and homes.

Also: That the Senate has on March 26, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2221](#), a bill for an act requiring background checks for school bus drivers and making penalties applicable.

Also: That the Senate has on March 26, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2249](#), a bill for an act relating to motor vehicle dealer activities at fair events, vehicle shows, vehicle exhibitions, and motorcycle rallies and to the definition of travel trailer for purposes of travel trailer dealer requirements, and including effective date provisions.

Also: That the Senate has on March 26, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2260](#), a bill for an act revising the Iowa nonprofit corporation Act.

Also: That the Senate has on March 26, 2012, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

[Senate File 2313](#), a bill for an act relating to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Also: That the Senate has on March 26, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2314](#), a bill for an act relating to 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.

Also: That the Senate has on March 26, 2012, passed the following bill in which the concurrence of the House is asked:

[Senate File 2322](#), a bill for an act providing volunteer fire fighters and emergency medical services personnel with an individual income tax credit and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 8:43 a.m., until the fall of the gavel.

The House resumed session at 11:40 a.m., Speaker Paulsen in the chair.

HOUSE REFUSED TO CONCUR

Worthan of Buena Vista called up for consideration [House File 2335](#), a bill for an act relating to appropriations to the justice system, and providing effective dates, amended by the Senate, and moved that the House concur in the Senate amendment [H-8323](#).

The motion lost and the House refused to concur in the Senate amendment [H-8323](#).

Drake of Cass called up for consideration [House File 2336](#), a bill for an act relating to appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, amended by the Senate, and moved that the House concur in the Senate amendment [H-8322](#).

The motion lost and the House refused to concur in the Senate amendment [H-8322](#).

Worthan of Buena Vista called up for consideration [House File 2338](#), a bill for an act relating to appropriations to the judicial branch, amended by the Senate, and moved that the House concur in the Senate amendment [H-8318](#).

The motion lost and the House refused to concur in the Senate amendment [H-8318](#).

IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2335, 2336 and 2338.**

CONSIDERATION OF BILLS

Appropriations Calendar

[Senate File 2321](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Dolecheck of Ringgold offered amendment [H-8327](#) filed by the committee on appropriations.

The House stood at ease at 12:02 p.m., until the fall of the gavel.

The House resumed session at 12:33 p.m., Speaker Paulsen in the chair.

QUORUM CALL

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

Kaufmann of Cedar in the chair at 12:52 p.m.

Hall of Woodbury offered amendment [H-8361](#), to the committee amendment [H-8327](#), filed by him, Winckler of Scott, Steckman of Cerro Gordo, Abdul-Samad of Polk, Berry of Black Hawk, Cohoon of Des Moines, Gaines of Polk, Gaskill of Wapello, Hanson of Jefferson, Heddens of Story, Hunter of Polk, Isenhardt of Dubuque, Jacoby of Johnson, Kajtazovic of Black Hawk, Kearns of Lee, Kelley of Jasper, Kressig of Black Hawk, Lensing of Johnson, Lykam of Scott, Mascher of Johnson, McCarthy of Polk, H. Miller of Webster, Muhlbauer of Crawford, Murphy of Dubuque, Oldson of Polk, R. Olson of Polk, T. Olson of Linn, Petersen of Polk, Running-Marquardt of Linn, T. Taylor of Linn, Thede of Scott, Thomas of Clayton, Wessel-Kroeschell

of Story, Wittneben of Emmet and Wolfe of Clinton from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and Mascher of Johnson.

On the question "Shall amendment [H-8361](#), to the committee amendment [H-8327](#), be adopted?" ([S.F. 2321](#))

The ayes were, 39:

Abdul-Samad	Berry	Cohoon	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	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	

The nays were, 59:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cownie	De Boef	Deyoe	Dolecheck
Drake	Forristall	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	Rasmussen
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:

Fry	Quirk
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Amendment [H-8361](#), to the committee amendment [H-8327](#), lost.

Mascher of Johnson asked and received unanimous consent that amendment [H-8358](#), to the committee amendment [H-8327](#), be deferred.

Steckman of Cerro Gordo asked and received unanimous consent that amendment [H-8364](#), to the committee amendment [H-8327](#), be deferred.

Wolfe of Clinton asked and received unanimous consent that amendment [H-8356](#), to the committee amendment [H-8327](#), be deferred.

Mascher of Johnson asked and received unanimous consent that amendment [H-8357](#), to the committee amendment [H-8327](#), be deferred.

Winckler of Scott asked and received unanimous consent that amendment [H-8365](#), to the committee amendment [H-8327](#), be deferred.

Murphy of Dubuque asked and received unanimous consent that amendment [H-8355](#), to the committee amendment [H-8327](#), be deferred.

Cownie of Polk in the chair at 1:48 p.m.

Wessel-Kroeschell of Story offered amendment [H-8362](#), to the committee amendment [H-8327](#), filed by her, Heddens of Story, Jacoby of Johnson, Mascher of Johnson, Lensing of Johnson, Willems of Linn, Berry of Black Hawk, Kajtazovic of Black Hawk, Kressig of Black Hawk, Winckler of Scott, Hanson of Jefferson, Steckman of Cerro Gordo, Abdul-Samad of Polk, Gaines of Polk, Gaskill of Wapello, Hunter of Polk, Isenhart of Dubuque, Kearns of Lee, McCarthy of Polk, Muhlbauer of Crawford, Murphy of Dubuque, Oldson of Polk, R. Olson of Polk, T. Olson of Linn, Petersen of Polk, Running-Marquardt of Linn, T. Taylor of Linn, Wittneben of Emmet and Wolfe of Clinton from the floor.

Mascher of Johnson rose on a point of order under Rule 10.

The Speaker ruled the point not well taken.

Kaufmann of Cedar in the chair at 2:30 p.m.

Speaker Paulsen in the chair at 3:10 p.m.

Wessel-Kroeschell of Story moved amendment [H-8362](#), to the committee amendment [H-8327](#).

Roll call was requested by Wessel-Kroeschell of Story and Mascher of Johnson.

On the question "Shall amendment [H-8362](#), to the committee amendment [H-8327](#), be adopted?" ([S.F. 2321](#))

The ayes were, 39:

Abdul-Samad	Berry	Cohoon	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	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	

The nays were, 58:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cownie	De Boef	Deyoe	Dolecheck
Drake	Forristall	Garrett	Grassley
Hagenow	Hager	Hanusa	Heaton
Hein	Helland	Horbach	Huseman
Iverson	Jorgensen	Kaufmann	Klein
Koester	Lofgren	Lukan	Massie
Miller, L.	Olson, S.	Paustian	Pearson
Pettengill	Raecker	Rasmussen	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:

Fry	Moore	Quirk
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Amendment [H-8362](#), to the committee amendment [H-8327](#), lost.

T. Taylor of Linn asked and received unanimous consent to withdraw amendment [H-8345](#), to the committee amendment [H-8327](#), filed by him on March 26, 2012.

Dolecheck of Ringgold offered amendment [H-8349](#), to the committee amendment [H-8327](#), filed by him from the floor and moved its adoption.

Amendment [H-8349](#), to the committee amendment [H-8327](#), was adopted, placing out of order amendment [H-8363](#) to the committee

amendment [H-8327](#), filed by Winckler of Scott and Heddens of Story from the floor.

Raecker of Polk asked and received unanimous consent to withdraw amendment [H-8350](#), to the committee amendment [H-8327](#), filed by him from the floor.

Wessel-Kroeschell of Story asked and received unanimous consent to withdraw amendment [H-8359](#), to the committee amendment [H-8327](#), filed by her and Heddens of Story from the floor.

Abdul-Samad of Polk offered amendment [H-8366](#), to the committee amendment [H-8327](#), filed by him and Gaines of Polk from the floor and moved its adoption.

Amendment [H-8366](#), to the committee amendment [H-8327](#), was adopted.

Alons of Sioux offered amendment [H-8346](#), to the committee amendment [H-8327](#), filed by him.

Winckler of Scott rose on a point of order that amendment [H-8346](#) was not germane, to the committee amendment [H-8327](#).

The Speaker ruled the point well taken and amendment [H-8346](#) not germane, to the committee amendment [H-8327](#).

Windschitl of Harrison in the chair at 3:35 p.m.

Mascher of Johnson offered amendment [H-8358](#), to the committee amendment [H-8327](#), previously deferred, filed by her from the floor and moved its adoption.

Amendment [H-8358](#), to the committee amendment [H-8327](#), lost.

Steckman of Cerro Gordo offered amendment [H-8364](#), to the committee amendment [H-8327](#), filed by her, Winckler of Scott and Isenhardt of Dubuque from the floor, previously deferred, and moved its adoption.

Amendment [H-8364](#), to the committee amendment [H-8327](#), lost.

Wolfe of Clinton offered amendment [H-8356](#), to the committee amendment [H-8327](#), filed by her and Hanson of Jefferson from the floor, previously deferred, and moved its adoption.

A non-record roll call was requested.

The ayes were 36, nays 54.

Amendment [H-8356](#), to the committee amendment [H-8327](#), lost.

Mascher of Johnson offered amendment [H-8357](#), to the committee amendment [H-8327](#), filed by her from the floor, previously deferred.

Dolecheck of Ringgold rose on a point of order that amendment [H-8357](#) was not germane, to the committee amendment [H-8327](#).

The Speaker ruled the point not well taken and amendment [H-8357](#) germane, to the committee amendment [H-8327](#).

Mascher of Johnson moved amendment [H-8357](#), to the committee amendment [H-8327](#).

Amendment [H-8357](#), to the committee amendment [H-8327](#), lost.

Winckler of Scott offered amendment [H-8365](#), to the committee amendment [H-8327](#), filed by her and Lensing of Johnson from the floor, previously deferred, and moved its adoption.

Amendment [H-8365](#), to the committee amendment [H-8327](#), lost.

Murphy of Dubuque offered amendment [H-8355](#), to the committee amendment [H-8327](#), filed by him from the floor, previously deferred, and moved its adoption.

Roll call was requested by Murphy of Dubuque and R. Olson of Polk.

Rule 75 was invoked.

On the question "Shall amendment [H-8355](#), to the committee amendment [H-8327](#), be adopted?" ([S.F. 2321](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Arnold
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Chambers	Cohoon	Cownie
De Boef	Deyoe	Dolecheck	Drake
Forristall	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	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
Raecker	Rasmussen	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	Wittneben	Worthan	Windschitl, Presiding

The nays were, 2:

Olson, R. Wolfe

Absent or not voting, 2:

Fry Quirk

Amendment [H-8355](#), to the committee amendment [H-8327](#), was adopted.

Speaker Paulsen in the chair at 4:55 p.m.

Dolecheck of Ringgold moved the adoption of the committee amendment [H-8327](#), as amended.

The committee amendment [H-8327](#), as amended, was adopted.

Massie of Warren rose on a point of order under Rule 10.

The Speaker ruled the point not well taken.

Dolecheck of Ringgold 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. 2321](#))

The ayes were, 56:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Chambers	Cownie
De Boef	Dolecheck	Drake	Forristall
Garrett	Grassley	Hagenow	Hager
Hanusa	Heaton	Hein	Helland
Horbach	Huseman	Iverson	Jorgensen
Kaufmann	Klein	Koester	Lofgren
Lukan	Massie	Miller, L.	Olson, S.
Paustian	Pearson	Pettengill	Raecker
Rasmussen	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, 42:

Abdul-Samad	Berry	Byrnes	Cohoon
Deyoe	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lykam	Mascher
McCarthy	Miller, H.	Moore	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:

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

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 27, 2012, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2292](#), a bill for an act relating to confinement feeding operations confining fish, and making penalties applicable.

Also: That the Senate has on March 27, 2012, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

[Senate File 2312](#), a bill for an act relating to persons with mental health illnesses and substance-related disorders.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

[House File 2455](#), by committee on government oversight, a bill for an act relating to the examinations of the finances of certain cities and including effective date provisions.

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

SENATE MESSAGE CONSIDERED

[Senate File 2322](#), by committee on ways and means, a bill for an act providing volunteer fire fighters and emergency medical services personnel with an individual income tax credit and including effective date and applicability provisions.

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

IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [Senate File 2321](#) be immediately messaged to the Senate.

The House stood at ease at 5:23 p.m., until the fall of the gavel.

The House resumed session at 5:49 p.m., Chambers of O'Brien in the chair.

CONSIDERATION OF BILLS
Unfinished Business Calendar

[Senate File 413](#), a bill for an act relating to financial responsibilities of local emergency management commissions, with report of committee recommending amendment and passage, was taken up for consideration.

Tjepkes of Webster offered amendment [H-8008](#) filed by the committee on local government and moved its adoption.

The committee amendment [H-8008](#) was adopted.

Wagner of Linn offered amendment [H-8023](#) filed by him and moved its adoption.

Amendment [H-8023](#) was adopted.

Tjepkes of Webster 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. 413](#))

The ayes were, 96:

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

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	Chambers, Presiding

The nays were, none.

Absent or not voting, 4:

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

SENATE AMENDMENT CONSIDERED

J. Smith of Dickinson called up for consideration [House File 2168](#), a bill for an act relating to the authorized deposit of public funds, amended by the Senate, and moved that the House concur in the Senate amendment [H-8326](#).

The motion prevailed and the House concurred in the Senate amendment [H-8326](#).

J. Smith of Dickinson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2168](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Cohoon	Cownie	De Boef	Deyoe
Dolecheck	Drake	Forristall	Gaines
Garrett	Gaskill	Grassley	Hagenow
Hager	Hall	Hanson	Hanusa
Heaton	Heddens	Hein	Helland
Hunter	Huseman	Isenhardt	Iverson
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Lensing	Lofgren	Lukan
Lykam	Mascher	Massie	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Paulsen, Spkr.	Paustian	Pearson
Petersen	Pettengill	Raecker	Rasmussen
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	Chambers, Presiding

The nays were, none.

Absent or not voting, 4:

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

Speaker Paulsen in the chair at 6:02 p.m.

Unfinished Business Calendar

[Senate File 2097](#), a bill for an act relating to the department of public defense by making changes regarding the Iowa military code and military service, including terminology modifications and leases entered into by the department of public defense and the armory board, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" ([S.F. 2097](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Berry	Brandenburg	Byrnes

Chambers	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Forristall
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	Kressig	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	Raecker	Rasmussen
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:

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

[Senate File 2165](#), a bill for an act relating to the documentation required to prepare a notice of alleged paternity and support debt in administrative paternity proceedings, 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. 2165](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Forristall
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	Kressig	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	Raecker	Rasmussen
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:

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

[Senate File 2208](#), a bill for an act relating to the confidentiality of an arrest warrant, with report of committee recommending amendment and passage, was taken up for consideration.

Hagenow of Polk offered amendment [H-8272](#) filed by the committee on judiciary and moved its adoption.

The committee amendment [H-8272](#) was adopted.

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

On the question "Shall the bill pass?" ([S.F. 2208](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Forristall
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	Kressig	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	Raecker	Rasmussen
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:

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

[Senate File 2216](#), a bill for an act relating to the registration of motor trucks, truck tractors, trailers, and semitrailers and providing for apportioned registration of commercial motor vehicles under the international registration plan, and including implementation

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

Watts of Dallas offered amendment [H-8172](#) filed by him and moved its adoption.

Amendment [H-8172](#) was adopted.

Iverson of Wright asked and received unanimous consent to withdraw amendment [H-8268](#) filed by him on March 14, 2012.

Watts of Dallas 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. 2216](#))

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cohoon	Cownie	Deyoe
Dolecheck	Drake	Forristall	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
Kressig	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	Raecker	Rasmussen	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, 5:

Arnold De Boef Fry Horbach
Quirk

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

[Senate File 2220](#), a bill for an act relating to the licensing of schools of cosmetology arts and sciences and barber schools, with report of committee recommending passage, was taken up for consideration.

Sweeney of Hardin 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. 2220](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cohoon	Cownie	Deyoe
Dolecheck	Drake	Forristall	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
Kressig	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	Raecker	Rasmussen	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	Wenthe	Wessel-Kroeschell	Willems
Winckler	Windschitl	Wittneben	Wolfe
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 6:

Arnold	De Boef	Fry	Horbach
Quirk	Watts		

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

[Senate File 2231](#), a bill for an act relating to the practices and procedures of the state public defender, 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. 2231](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cohoon	Cownie	Deyoe
Dolecheck	Drake	Forristall	Gaines
Garrett	Gaskill	Grassley	Hagenow
Hager	Hall	Hanson	Hanusa
Heddens	Hein	Helland	Hunter
Huseman	Isenhardt	Iverson	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
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
Raecker	Rasmussen	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, 6:

Arnold	De Boef	Fry	Heaton
Horbach	Quirk		

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

ADOPTION OF [HOUSE RESOLUTION 130](#)

Deyoe of Story called up for consideration [House Resolution 130](#), as follows:

[HOUSE RESOLUTION 130](#)

BY COMMITTEE ON ADMINISTRATION AND RULES

1 A resolution amending the permanent rules of the House
2 of Representatives.

3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,

4 That Rule 4, unnumbered paragraph 6 of the Rules of
5 the House, as adopted by the House of Representatives
6 during the 2011 Session in [House Resolution 11](#), is
7 amended to read as follows:

8 Members of the press may photograph from the press
9 box, but shall not use artificial lighting without
10 prior permission from the chief clerk of the house.

11 Photographs shall not be taken on the house floor when
12 the members are voting on a question put before the
13 house. Photographs ~~or video recordings~~ of the voting
14 boards shall not be taken while a nonrecord roll call
15 vote is displayed. Photographs may be taken on the
16 house floor at other times with the consent of the
17 subject or subjects of the photography.

18 BE IT FURTHER RESOLVED, That Rule 4A of the Rules of
19 the House, as adopted by the House of Representatives
20 during the 2011 Session in [House Resolution 11](#), is
21 amended to read as follows:

22 Rule 4A

23 Use of ~~Telephonic or~~ Electronic Devices and Video
24 Streaming in Chamber ~~Restricted~~

25 1. A person present in the house chamber while the
26 house is in order shall mute any cell phone, computer,
27 or other electronic device under the person's control.

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1 The speaker may remove from the chamber any person
2 acting in violation of this rule.

3 2. A member shall not use a cell phone or other
4 electronic device to audibly transmit or receive
5 communications while recognized by the presiding

6 officer to speak in debate.

7 3. The speaker shall control the time, place,

8 and manner of use of the house's internet video

9 streaming system on the floor of the house and in the

10 visitors' galleries. However, the speaker shall not

11 edit, censor, or shut off the house's internet video

12 streaming system during debate on the floor of the

13 house.

14 BE IT FURTHER RESOLVED, That Rule 20, unnumbered

15 paragraph 15 of the Rules of the House, as adopted by

16 the House of Representatives during the 2011 Session in

17 [House Resolution 11](#), is amended to read as follows:

18 Each member, employee of the house, and registered

19 lobbyist ~~shall~~ may report violations of this rule

20 immediately to the sergeant-at-arms or the chief clerk.

21 BE IT FURTHER RESOLVED, That Rule 21 of the Rules of

22 the House, as adopted by the House of Representatives

23 during the 2011 Session in [House Resolution 11](#), is

24 amended to read as follows:

25 Rule 21

26 Distribution of Literature and Other Items

27 No person except a member or employee of the house

28 of representatives shall ~~generally~~ distribute or

29 cause to be distributed any pamphlets, material, or

30 other printed literature, or any other items to the

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1 members' desks in the house without authorization. An

2 employee of the house shall ~~generally~~ distribute or

3 cause to be distributed such literature or items only

4 on behalf of the employee's office or staff. Items

5 which are permissible gifts under chapter 68B of the

6 Code may be distributed to the members' desks with the

7 authorization of the chief clerk.

8 All copies of pamphlets, material, or printed

9 literature distributed by a member or employee of the

10 house of representatives shall bear the name of the

11 member or employee's office or staff.

12 Other distributions of pamphlets, material, or

13 other printed literature shall bear their source of

14 origin and be distributed through the legislative

15 post office or to the members' desks by completing

16 a form containing a member's or the chief clerk's

17 authorization, with the authorization form ~~attached~~

18 to one copy of the distribution filed with the chief

19 clerk. The ~~copy with the attached~~ authorization form

20 shall be retained for a reasonable time period by the

21 legislative post office chief clerk.

22 BE IT FURTHER RESOLVED, That Rule 61, unnumbered

23 paragraph 5 of the Rules of the House, as adopted by

24 the House of Representatives during the 2011 Session in

25 [House Resolution 11](#), is amended to read as follows:

26 A bill, joint resolution, or nullification
27 resolution for which a public hearing has been called
28 can be voted to the calendar but cannot be debated
29 until after the public hearing has been held. If a
30 bill, joint resolution, or nullification resolution

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1 for which a public hearing has been called is not
2 debated by the house during the session in which it
3 is introduced, the request for the public hearing is
4 deemed to have lapsed upon adjournment sine die of that
5 session.

6 BE IT FURTHER RESOLVED, That Rule 75 of the Rules of
7 the House, as adopted by the House of Representatives
8 during the 2011 Session in [House Resolution 11](#), is
9 amended to read as follows:

10 Rule 75

11 Voting in the House and Duty of Voting
12 Voting on a question put to members on the floor of
13 the house shall not occur between midnight and 8 a.m.
14 on any legislative day except for voting on a motion to
15 recess, defer, or adjourn. Except as limited in Rule
16 76, every member who is in the house when a question is
17 put shall vote unless the house has excused that member
18 from voting for special reasons; however, such member
19 must have asked to be excused from voting prior to the
20 time the speaker puts the question.

Thomas of Clayton asked and received unanimous consent to withdraw amendment [H-8347](#) filed by him from the floor.

Deyoe of Story moved the adoption of [House Resolution 130](#).

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House File 2168](#) and [Senate Files 413, 2097, 2165, 2208, 2216, 2220, and 2231](#).

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Arnold of Lucas	De Boef of Keokuk
Fry of Clarke	Heaton of Henry
Horbach of Tama	Moore of Jackson
Watts of Dallas	

SPONSOR ADDED
(Amendment [H-8213](#))

Brandenburg of Pottawattamie requested to be added as a sponsor of amendment [H-8213](#) to [House File 2435](#).

SPONSOR ADDED
(Amendment [H-8213](#))

Koester of Polk requested to be added as a sponsor of amendment [H-8213](#) to [House File 2435](#).

COMMUNICATION RECEIVED

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

BOARD OF REGENTS

Span of Control Report, pursuant to Iowa Code section 262.9c.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

[House Study Bill 670](#)

Appropriations: Schultz, Chair; Hall and Wagner.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 671](#) Ways and Means

Relating to early school start date provisions, establishing a waiver application fee, and including effective date and applicability provisions.

H.S.B. 672 Ways and Means

Relating to the regulation of snowmobiles, all-terrain vehicles, and watercraft by the department of natural resources, establishing fees, and making penalties applicable.

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 GOVERNMENT OVERSIGHT

Committee Bill (Formerly [House Study Bill 663](#)), relating to the examinations of the finances of certain cities.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 26, 2012.

COMMITTEE ON WAYS AND MEANS

[Senate File 2318](#), a bill for an act relating to the Iowa health information network, providing for fees, and including effective date provisions.

Fiscal Note is not required.

Recommended **Do Pass** March 26, 2012.

RESOLUTION FILED

[H.R. 133](#), by Hall, R. Olson, Gaines, Abdul-Samad, M. Smith, Hunter, Cownie, Koester, Wenthe, Oldson, and Petersen, a resolution to honor Music Circuit Presentations for four decades of service to Iowa's live music scene.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-8348	S.F. 2295	Baltimore of Boone
H-8351	S.F. 2289	Isenhart of Dubuque

H-8352	S.F. 2316	Kressig of Black Hawk Berry of Black Hawk Kajtazovic of Black Hawk
H-8353	H.F. 2390	Senate Amendment
H-8354	S.F. 2316	Isenhart of Dubuque
H-8360	H.F. 2450	T. Olson of Linn
H-8367	S.F. 2038	Hager of Allamakee
H-8368	S.F. 451	Koester of Polk
H-8369	S.F. 364	Koester of Polk
H-8370	H.F. 2292	Senate Amendment
H-8371	S.F. 2245	Chambers of O'Brien
H-8372	H.F. 2449	Lensing of Johnson
H-8373	S.F. 2316	Oldson of Polk Abdul-Samad of Polk Hunter of Polk
		Petersen of Polk
		Gaines of Polk
		R. Olson of Polk
H-8374	S.F. 430	Rogers of Black Hawk
H-8375	S.F. 2311	S. Olson of Clinton Paustian of Scott
H-8376	S.F. 2316	Cohoon of Des Moines
H-8377	S.F. 451	Koester of Polk

On motion by Upmeyer of Hancock the House adjourned at 6:30 p.m., until 8:30 a.m., Wednesday, March 28, 2012.