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**STATE OF IOWA**

# **House Journal**

**WEDNESDAY, JANUARY 30, 2013**

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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

Seventeenth Calendar Day - Eleventh Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, January 30, 2013

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Tom Burkhardt, Glen Echo Christian Church, Des Moines. He was the guest of Representative Anderson of Polk County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Camryn Schultz of Schleswig, fourth grader at Schleswig Community School. She is the daughter of Representative Schultz of Crawford.

The Journal of Tuesday, January 29, 2013, was approved.

## INTRODUCTION OF BILL

[House File 95](#), by Kressig, a bill for an act relating to exemptions from motor vehicle window transparency requirements, and making a penalty applicable.

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

On motion by Hagenow of Polk, the House was recessed at 8:35 a.m., until 5:00 p.m.

## AFTERNOON SESSION

The House reconvened at 5:02 p.m., Speaker Paulsen in the chair.

## 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 January 30, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 51](#), a bill for an act relating to establishment of the categorical state percent of growth for purposes of the state school foundation program and including effective date and applicability provisions.

Also: That the Senate has on January 30, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 52](#), a bill for an act relating to establishment of the state percent of growth for purposes of the state school foundation program and including effective date and applicability provisions.

Also: That the Senate has on January 30, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 53](#), a bill for an act relating to school district funding from the taxpayers trust fund by making transfers to the property tax equity and relief fund, establishing a school district property tax replacement fund and making transfers to the fund, making appropriations, and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

#### INTRODUCTION OF BILLS

[House File 96](#), by Ruff, a bill for an act establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

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

[House File 97](#), by Murphy, a bill for an act providing eligibility for mental health services for certain children through the regional mental health and disability service system.

Read first time and referred to committee on **Human Resources**.

[House File 98](#), by Wolfe and S. Olson, a bill for an act relating to county mental health and disability services fund levies and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

[House File 99](#), by Heaton and Heddens, a bill for an act relating to third-party payment of services provided by a physical therapist.

Read first time and referred to committee on **Human Resources**.

[House File 100](#), by Heaton, a bill for an act relating to the inclusion of reasonable training costs in the direct costs considered reimbursable for Medicaid home and community-based services programs.

Read first time and referred to committee on **Human Resources**.

[House File 101](#), by Heaton, a bill for an act relating to cost report and rate setting procedures for home and community-based services providers under the Medicaid program.

Read first time and referred to committee on **Human Resources**.

[House File 102](#), by Heaton, a bill for an act relating to certification of adult day services programs.

Read first time and referred to committee on **Human Resources**.

[House File 103](#), by Wessel-Kroeschell, Wolfe, Murphy, Staed, Lensing, Winckler, Isenhardt, Hall, Hunter, Kearns, Stutsman, Kelley, T. Taylor, H. Miller, Berry, Steckman, Bearinger, Kajtazovic, Kressig, Heddens, Gaines, Mascher, McCarthy, M. Smith, Cohoon, Ourth, Hanson, Lykam, Jacoby, Gaskill, Riding, Thomas, T. Olson, Anderson, Dunkel, Wood, Muhlbauer, Oldson, Ruff, Forbes, and Thede, a bill for an act relating to domestic abuse and sexual assault victim services, including establishment of a legislative study committee and providing an appropriation.

Read first time and referred to committee on **Human Resources**.

[House File 104](#), by Murphy, a bill for an act relating to the payment of reasonable attorney fees relating to an appeal of a termination of parental rights order.

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

[House File 105](#), by Fry, Alons, Shaw, and Heartsill, a bill for an act prohibiting cities from enforcing certain parking-related ordinances against an owner of a vehicle bearing purple heart plates.

Read first time and referred to committee on **Local Government**.

[House File 106](#), by Rogers, a bill for an act relating to the disposition of fines collected under city and county automated traffic law enforcement programs and providing for the deposit of certain revenues into the road use tax fund.

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

[House File 107](#), by Heaton, a bill for an act relating to the classification and taxation of certain property used for human habitation as residential property.

Read first time and referred to committee on **Ways and Means**.

[House File 108](#), by Isenhart and Drake, a bill for an act relating to locker plants for purposes of property taxation and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

[House File 109](#), by Hess, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding.

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

[House File 110](#), by committee on Ways and Means, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, extending the property assessment appeal board, and including effective date and retroactive applicability provisions.

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

[House File 111](#), by Baudler, a bill for an act exempting the sales price of all-terrain vehicles used in agricultural production from the sales and use tax.

Read first time and referred to committee on **Ways and Means**.

[House File 112](#), by committee on Judiciary, a bill for an act relating to the forfeiture of bail in a criminal case.

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

SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine the mileage each member is entitled to begs leave to submit the following supplemental report:

Name	Round Trip Miles
Todd P. Prichard.....	290
Robert W. Taylor, Jr. ....	26

Respectfully submitted,  
Ralph C. Watts, Chair  
Theodore J. Gassman  
Charles W. Isenhardt

Watts of Dallas moved that the supplemental report of the committee on mileage be accepted.

The motion prevailed and the report was accepted.

SPONSORS ADDED

Heartsill of Marion requested to be added as a sponsor of [House File 76](#).

Oldson of Polk requested to be added as a sponsor of [House File 94](#).

Pettengill of Benton requested to be added as a sponsor of House Files 80 and 81.

Prichard of Floyd requested to be added as a sponsor of [House File 93](#).

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

### **H.S.B. 88 Education**

Relating to complaints filed with the board of educational examiners.

### **H.S.B. 89 Education**

Relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, eliminating a reporting requirement relating to vocational education funds, and including applicability provisions.

### **H.S.B. 90 Public Safety**

Relating to drug control, including the criminal offense of prohibited acts related to controlled substances and the information program for drug prescribing and dispensing, and providing a penalty.

### **H.S.B. 91 Public Safety**

Relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

### **H.S.B. 92 Transportation**

Relating to the period of validity of driver's licenses and nonoperator's identification cards, and including effective date and applicability provisions.

### **H.S.B. 93 Veterans Affairs**

Eliminating the war orphans educational assistance fund and transferring moneys and related duties to the veterans trust fund and the commission of veterans affairs.

**H.S.B. 94 Veterans Affairs**

Relating to special motor vehicle registration plates for certain disabled military veterans and establishing fees.

**SUBCOMMITTEE ASSIGNMENTS****House File 55**

Commerce: Pettengill, Chair; Fisher and Kressig.

**House File 65**

Economic Growth: Baltimore, Chair; Jacoby and Schultz.

**House File 72**

Judiciary: Hess, Chair; Kaufmann and Lensing.

**House File 74**

Judiciary: Windschitl, Chair; Alons and Dawson.

**House File 75**

Judiciary: Windschitl, Chair; Alons and Anderson.

**House File 82**

Natural Resources: Hanson, Chair; Highfill and Rayhons.

**House File 94**

Human Resources: Lofgren, Chair; Anderson and Hess.

**HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS****House Study Bill 5**

Judiciary: Dawson, Chair; Heaton and Hess.

**House Study Bill 7**

Judiciary: Dawson, Chair; Heartsill and Hess.

**House Study Bill 9**

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



[House Study Bill 28](#)

Judiciary: Heartsill, Chair; Brandenburg and Oldson.

[House Study Bill 31](#)

Judiciary: Kaufmann, Chair; Baltimore and Lensing.

[House Study Bill 32](#)

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

[House Study Bill 33](#)

Judiciary: Gassman, Chair; Hess and Wolfe.

[House Study Bill 34](#)

Judiciary: Garrett, Chair; Alons and Wolfe.

[House Study Bill 35](#)

Judiciary: Kaufmann, Chair; Dawson and Windschitl.

[House Study Bill 36](#)

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

[House Study Bill 37](#)

Judiciary: Brandenburg, Chair; Anderson and Gassman.

[House Study Bill 42](#)

Agriculture: Hein, Chair; Klein and H. Miller.

[House Study Bill 60](#)

Judiciary: Brandenburg, Chair; Oldson and Windschitl.

[House Study Bill 69](#)

Agriculture: Kaufmann, Chair; Grassley, Moore, Muhlbauer and Ruff.

[House Study Bill 72](#)

Environmental Protection: R. Taylor, Chair; Deyoe and Lensing.

[House Study Bill 73](#)

Environmental Protection: Klein, Chair; Hess and Lundby.

[House Study Bill 80](#)

Judiciary: Garrett, Chair; Hess and Wessel-Kroeschell.

[House Study Bill 87](#)

Agriculture: Klein, Chair; Cownie and Ourth.

[House Study Bill 88](#)

Education: Rogers, Chair; Gaines and Gassman.

[House Study Bill 89](#)

Education: Garrett, Chair; Salmon and Winckler.

[House Study Bill 93](#)

Veterans Affairs: Salmon, Chair; Bacon and Kearns.

[House Study Bill 94](#)

Veterans Affairs: Costello, Chair; Kajtazovic and Shaw.

### 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:

CARMINE BOAL  
Chief Clerk of the House

#### COMMITTEE ON JUDICIARY

**Committee Bill** (Formerly [House Study Bill 14](#)), relating to county attorney duties when representing the department of human services in juvenile court.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2013.

**Committee Bill** (Formerly [House Study Bill 15](#)), relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, making appropriations, and providing for a fee.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 29, 2013.

**Committee Bill** (Formerly [House Study Bill 25](#)), relating to the forfeiture of bail in a criminal case.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2013.

#### COMMITTEE ON TRANSPORTATION

[House File 14](#), a bill for an act relating to the enforcement of weight limitations for vehicles with retractable axles.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2013.

#### RESOLUTION FILED

[H.R. 7](#), by committee on Administration and Rules, a resolution relating to permanent rules of the House of Representatives for the Eighty-fifth General Assembly.

Placed on the **calendar**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:07 p.m., until 8:30 a.m., Thursday, January 31, 2013.