

PROOF

STATE OF IOWA

House Journal

TUESDAY, MARCH 5, 2013

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(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 5, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Josh Armendariz, Cornerstone Baptist Church, Ankeny. He was the guest of Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alex Conover, Page from Holstein.

The Journal of Monday, March 4, 2013, was approved.

INTRODUCTION OF BILLS

[House Joint Resolution 11](#), by Alons, Heartsill, Schultz, Windschitl, Klein, Sheets, Dolecheck, Fry, Brandenburg, Gassman, Salmon, Koester, Pettengill, Landon, Bacon, L. Miller, Vander Linden, Hein, Hagenow, Shaw, Rogers, Forristall, Deyoe, Sands, Fisher, Drake, Soderberg, Costello, Jorgensen, Baltimore, Rayhons, Watts, Grassley, Worthan, and Huseman, a joint resolution proposing an amendment to the Constitution of the State of Iowa specifying marriage between one man and one woman as the only legal union that is valid or recognized in the state.

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

[House File 417](#), by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections.

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

[House File 418](#), by committee on Human Resources, a bill for an act relating to certain health-related professions by making changes

to licensure identification and display requirements and professional title and abbreviation restrictions and making penalties applicable.

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

[House File 419](#), by committee on Human Resources, a bill for an act relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions.

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

[House File 420](#), by committee on Veterans Affairs, a bill for an act relating to absent voting in general elections by certain military and overseas voters through electronic means and making penalties applicable.

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

[House File 421](#), by Kelley, a bill for an act providing for a study to determine effective strategies for encouraging low-income individuals to engage in energy efficiency efforts.

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

[House File 422](#), by Kelley, a bill for an act providing for a study to encourage the development and expansion of alternate energy production.

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

[House File 423](#), by Grassley, a bill for an act relating to social studies instruction requirements for high school students.

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

[House File 424](#), by Alons, Fry, and Pettengill, a bill for an act permitting public employers to pay higher wages than provided by collective bargaining agreements and including applicability provisions.

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

[House File 425](#), by Abdul-Samad, a bill for an act prohibiting public employers from seeking information regarding felony convictions from job applicants unless required by law.

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

[House File 426](#), by Heaton, a bill for an act relating to intercepting communications involving human trafficking.

Read first time and referred to committee on **Public Safety**.

[House File 427](#), by Schultz, a bill for an act relating to the use of drones, and providing penalties.

Read first time and referred to committee on **Public Safety**.

[House File 428](#), by Thomas, Ourth, Ruff, and Anderson, a bill for an act requiring the state building code commissioner to adopt standards and requirements for window fall prevention devices for windows installed in certain multifamily dwellings, hotels, and motels, making penalties applicable, and including effective date provisions.

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

[House File 429](#), by Watts, a bill for an act addressing fraud and abuse in public welfare programs.

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

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Paulsen invited the following House Pages to the Speaker's station for a special presentation and thanked them for their service to the House of Representatives:

Abbie Flanders
Jake Mathahs
Sidney Snyder

Certificates of excellence for serving with honor and distinction as a House Page during the First Regular Session of the Eighty-fifth General

Assembly were presented to the House Pages by Speaker Paulsen, Majority Leader Upmeyer and Assistant Minority Leader Gaskill.

The House rose and expressed its appreciation.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 202 Local Government

Relating to the period of time for completing real property assessments and for filing property tax assessment protests to the local board of review and including applicability provisions.

H.S.B. 203 Ways and Means

Providing an individual income tax credit for certain eligible psychiatrists and including effective date and applicability provisions.

H.S.B. 204 Ways and Means

Increasing the amount of tax credits available for eligible refuse conversion facilities.

H.S.B. 205 Ways and Means

Creating a tax credit available for the individual and corporate income taxes, the franchise tax, insurance premiums tax, and the moneys and credits tax for a charitable contribution to certain institutions engaged in regenerative medicine research and including retroactive applicability provisions.

H.S.B. 206 Local Government

Relating to the classification of property as agricultural property for property tax purposes and including applicability provisions.

H.S.B. 207 Local Government

Allowing counties and cities to adopt alternate fee schedules for the provision of certain services.

H.S.B. 208 Judiciary

Establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions.

H.S.B. 209 Natural Resources

Relating to the prevention and control of aquatic invasive species in the state and providing penalties.

H.S.B. 210 Judiciary

Relating to temporary restricted licenses and ignition interlock devices for operating-while-intoxicated offenses and providing penalties.

H.S.B. 211 Transportation

Providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 7**

Veterans Affairs: Windschitl, Chair; Shaw and Staed.

House File 25

Veterans Affairs: Shaw, Chair; Thomas and Windschitl.

House File 129

Economic Growth: Moore, Chair; Gaskill and R. Taylor.

House File 251

Veterans Affairs: Shaw, Chair; Alons and Kajtazovic.

House File 292

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 293](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 294](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 303](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 320](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 329](#)

Public Safety: S. Olson, Chair; Fry and R. Olson.

[House File 339](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 345](#) Reassigned

State Government: Bacon, Chair; Highfill and Lensing.

[House File 364](#)

Commerce: Cownie, Chair; Lykam and Soderberg.

[House File 369](#)

Local Government: Dolecheck, Chair; Riding and Sheets.

[House File 371](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 385](#)

Local Government: Rayhons, Chair; Fisher and Lundby.

[House File 386](#)

Public Safety: S. Olson, Chair; Fry and R. Olson.

[House File 387](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 400](#)

Commerce: Cownie, Chair; Lykam and Soderberg.

[House File 401](#)

Education: Gassman, Chair; Hanson and Hess.

[House File 402](#)

Education: L. Miller, Chair; Abdul-Samad and Byrnes.

[House File 403](#)

Education: Rogers, Chair; Dolecheck and Gaines.

[House File 408](#)

Local Government: Windschitl, Chair; Forbes and Gassman.

[House File 409](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 410](#)

Public Safety: S. Olson, Chair; Fry and Kressig.

[House File 413](#)

Education: Byrnes, Chair; Staed and Stanerson.

[House File 414](#)

Education: Byrnes, Chair; Koester and Winckler.

[House File 423](#)

Education: Dolecheck, Chair; Abdul-Samad and Hess.

[House File 424](#)

Labor: Jorgensen, Chair; Forristall and Hunter.

[House File 425](#)

Labor: Jorgensen, Chair; Forristall and Hunter.

[House File 428](#)

State Government: Watts, Chair; Grassley and Isenhart.

[House File 429](#)

State Government: Watts, Chair; Hunter and L. Miller.

[Senate Concurrent Resolution 4](#)
(Committee of the Whole)

Administration and Rules: Windschitl, Chair; Abdul-Samad, Berry, Fry, Gaskill, Hagenow, Mascher, McCarthy, Muhlbauer, S. Olson, Paulsen, Rogers, J. Smith, M. Smith and Upmeyer.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 200](#)

Local Government: Highfill, Chair; Staed and Windschitl.

[House Study Bill 202](#)

Local Government: Stanerson, Chair; Highfill and Running-Marquardt.

[House Study Bill 206](#)

Local Government: Stanerson, Chair; Heartsill and Staed.

[House Study Bill 207](#)

Local Government: Schultz, Chair; Heartsill and Staed.

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 AGRICULTURE

Committee Bill (Formerly [House Study Bill 97](#)), providing for the leasing of agricultural land by the department of natural resources to beginning farmers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

Committee Bill (Formerly [House Study Bill 129](#)), providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices revolving loan fund, the state metrologist, and motor fuel standards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

Committee Bill (Formerly [House Study Bill 157](#)), providing for a cow-calf credit and refund, providing for an appropriation, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 171](#)), providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON COMMERCE

Committee Bill (Formerly [House File 51](#)), requiring notification of employers used as employment contacts by recipients of unemployment compensation benefits.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly [House File 55](#)), allowing criminal history and abuse registry background checks for certain food vendors.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 146](#)), concerning applications for liquor control licenses and micro-distilled spirits, beer, and wine permits.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 147](#)), concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 164](#)), relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 169](#)), relating to boiler inspections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly [House File 65](#)), relating to the implementation of federal statute, regulation, or policy by state administrative agencies.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 168](#)), relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON EDUCATION

Committee Bill (Formerly [House File 140](#)), relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House File 227](#)), providing for entrepreneurial education accounts for student organizations and clubs and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly [House File 29](#)), concerning the administration of epinephrine in public and nonpublic schools, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly [House File 53](#)), relating to notification of the placement of sex offenders in nursing facilities, residential care facilities, and assisted living programs, and the prohibition of certain placements of sexually violent predators in such facilities and programs, and providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly [House File 253](#)), relating to early childhood Iowa initiative requirements for area boards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 47](#)), relating to the transfer of assets under the Medicaid program.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 122](#)), providing for vision screening for school children.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON JUDICIARY

[House File 219](#), a bill for an act relating to eminent domain authority and procedures and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-1057](#)** February 28, 2013.

Committee Bill (Formerly [House Study Bill 28](#)), relating to the residential landlord and tenant laws and related forcible entry and detainer actions and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly [House Study Bill 36](#)), relating to certificate of merit affidavits and noneconomic damages in medical malpractice actions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly [House Study Bill 80](#)), relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee, and making remedies applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly [House Study Bill 105](#)), relating to the sentencing of a minor who commits murder in the first degree, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly [House Study Bill 138](#)), relating to the service of notice of no-contact orders and protective orders.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly [House Study Bill 141](#)), relating to marital agreements, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass**, March 5, 2013.

Committee Bill (Formerly [House Study Bill 159](#)), relating to payments from the indigent defense fund by the state public defender.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly [House Study Bill 175](#)), relating to estates and trusts and including retroactive and other applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON LABOR

Committee Bill (Formerly [House File 10](#)), relating to the use of child labor in laundry occupations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly [House File 5](#)), requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House File 191](#)), relating to a manufactured or mobile home retailer's application to a county treasurer for a certificate of title for a used mobile home or manufactured home.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly [House File 162](#)), permitting the use of crossbows to hunt deer and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly [House Study Bill 55](#)), relating to the excise tax on unlawful dealing in certain substances by adding new taxable substances and tax rates, modifying the taxation and rates of currently taxable substances, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 91](#)), relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 126](#)), relating to the sale, operation, and possession of speed detection jamming devices, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly [House Study Bill 127](#)), establishing a criminal offense for removing or attempting to remove a communication device from the possession of a peace officer.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

AMENDMENTS FILED

H-1056	H.F. 417	Committee on Judiciary
H-1057	H.F. 219	Committee on Judiciary

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:38 a.m., until 8:30 a.m., Wednesday, March 6, 2013.