

**PROOF**

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**STATE OF IOWA**

# **House Journal**

**WEDNESDAY, MARCH 13, 2013**

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

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# JOURNAL OF THE HOUSE

Fifty-ninth Calendar Day - Thirty-eighth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, March 13, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Father Gehling from Mercy Health, Mason City. He was the guest of Representatives Steckman and Upmeyer of Cerro Gordo County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Katie Prichard. She is the daughter of Representative Prichard of Floyd.

The Journal of Tuesday, March 12, 2013, was approved.

## SPECIAL PRESENTATION

Hess of Clay introduced to the House Deputy Marcella Corcoran-Kennedy, Fine Gael member of the Irish Parliament.

The House rose and expressed its welcome.

## 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 12, 2013, passed the following bill in which the concurrence of the Senate was asked:

[House File 199](#), a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the Senate was asked:

[House File 458](#), a bill for an act providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices

revolving loan fund, the state metrologist, pesticide regulation, and motor fuel standards, and including effective date provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 189](#), a bill for an act relating to a risk management framework for insurers and insurance groups and including penalty and applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 198](#), a bill for an act relating to elderly persons with aggressive or psychiatric behaviors in long-term care facilities.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 203](#), 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.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 219](#), a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 220](#), a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 224](#), a bill for an act relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 231](#), a bill for an act relating to the requirement that creditors provide notice of the availability of counseling and mediation services to homeowners facing foreclosure.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 282](#), a bill for an act relating to procedural requirements in in rem forfeiture proceedings.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 288](#), a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

MICHAEL E. MARSHALL, Secretary

#### SENATE MESSAGES CONSIDERED

[Senate File 300](#), by committee on Ways and Means, a bill for an act increasing the annual aggregate tax credit authorization limit for the endow Iowa tax credit and eliminating the use of wagering tax revenues for the credit, and including effective date and retroactive applicability provisions.

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

[Senate File 316](#), by committee on Agriculture, a bill for an act relating to farm tenancies of less than forty acres by providing procedures for termination.

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

[Senate File 317](#), by committee on Natural Resources and Environment, a bill for an act prohibiting the disbursement of a certain plant, including its seeds, commonly classified as garlic mustard, oriental bittersweet, Japanese knotweed, and Japanese hop within this state, and making penalties applicable.

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

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:42 a.m., until 2:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 2:02 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS  
Regular Calendar

[House File 278](#), a bill for an act relating to programs and services under the purview of the department on aging, 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?" ([H.F. 278](#))

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, none.

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

Windschitl of Harrison in the chair at 2:08 p.m.

[House File 307](#), a bill for an act establishing the department of homeland security and emergency management, was taken up for consideration.

Hagenow of Polk offered amendment [H-1060](#) filed by him.

Hall of Woodbury offered amendment [H-1082](#), to amendment [H-1060](#), filed by him from the floor.

Hagenow of Polk rose on a point of order that amendment [H-1082](#) was not germane, to amendment [H-1060](#).

The Speaker ruled the point well taken and amendment [H-1082](#) not germane, to amendment [H-1060](#).

Hagenow of Polk moved the adoption of amendment [H-1060](#).

Amendment [H-1060](#) 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?" ([H.F. 307](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

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

**House File 352**, a bill for an act relating to school instructional hours and school instructional days and including effective date provisions, was taken up for consideration.

Steckman of Cerro Gordo asked and received unanimous consent to withdraw amendment [H-1059](#) filed by her on March 8, 2013.

Ruff of Clayton offered amendment [H-1076](#) filed by her and moved its adoption.

Amendment [H-1076](#) was adopted.

Fry of Clarke 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. 352](#))

The ayes were, 84:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forristall

Fry	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jorgensen	Kajtazovic
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Taylor, R.
Thomas	Upmeyer	Vander Linden	Watts
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, 16:

Forbes	Gaines	Jacoby	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Riding	Stutsman
Taylor, T.	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, none.

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

[House File 355](#), a bill for an act relating to the renewal of driver's licenses electronically and including effective date provisions, was taken up for consideration.

Kaufmann of Cedar asked and received unanimous consent to withdraw amendment [H-1066](#) filed by him on March 11, 2013.

Kaufmann of Cedar 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. 355](#))

The ayes were, 86:

Alons	Anderson	Bacon	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson



Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jorgensen
Kajtazovic	Kaufmann	Kearns	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, 14:

Abdul-Samad	Bearinger	Gaines	Heaton
Hunter	Jacoby	Kelley	Lensing
Mascher	Muhlbauer	Pettengill	Smith, M.
Thomas	Winckler		

Absent or not voting, none.

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

**House File 361**, a bill for an act providing for the issuance of special hunting licenses to certain nonresident disabled veterans and disabled members of the armed forces serving on active federal service, 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. 361](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry

Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

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

**[House File 453](#)**, a bill for an act relating to veterans preferences in certain appointments made by counties and cities and making penalties applicable, was taken up for consideration.

Bacon of Story 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. 453](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes

Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

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

**House File 469**, a bill for an act relating to business corporations, including by providing for their organization and operation; providing for the relationship between shareholders, directors, and officers; and including effective date provisions, was taken up for consideration.

Hagenow of Polk offered amendment [H-1073](#) filed by him and moved its adoption.

Amendment [H-1073](#) 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?" ([H.F. 469](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

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 3:12 p.m.

**House File 472**, a bill for an act relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies, was taken up for consideration.

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?" ([H.F. 472](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

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

The House stood at ease at 3:17 p.m., until the fall of the gavel.

The House resumed session at 3:59 p.m., Speaker Paulsen in the chair.

#### MOTION TO RECONSIDER

([House File 278](#))

I move to reconsider the vote by which [House File 278](#) passed the House on March 13, 2013.

GARRETT of Warren

## MOTION TO RECONSIDER PREVAILED

Garrett of Warren called up for consideration the motion to reconsider [House File 278](#), filed on March 13, 2013, and moved to reconsider the vote by which [House File 278](#), passed the House and was placed on its last reading on March 13, 2013.

The motion prevailed and the House reconsidered [House File 278](#).

[House File 278](#), a bill for an act relating to programs and services under the purview of the department on aging, was taken up for consideration.

[SENATE FILE 184](#) SUBSTITUTED FOR [HOUSE FILE 278](#)

Garrett of Warren asked and received unanimous consent to substitute [Senate File 184](#) for [House File 278](#).

[Senate File 184](#), a bill for an act relating to programs and services under the purview of the department on aging, 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. 184](#))

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, none.

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

### Ways and Means Calendar

[House File 478](#), a bill for an act relating to the individual income tax by creating an alternative base income tax and an alternative cumulative income surtax imposed at the election of the taxpayer and including effective date and retroactive applicability provisions, was taken up for consideration.

Cownie of Polk asked and received unanimous consent to withdraw amendment [H-1067](#) filed by him on March 11, 2013.

Cownie of Polk offered amendment [H-1078](#) filed by him and moved its adoption.

Roll call was requested by Cownie of Polk and Kaufmann of Cedar.

On the question "Shall amendment [H-1078](#) be adopted?" ([H.F. 478](#))

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein

Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 1:

Isenhardt

Amendment [H-1078](#) was adopted.

Baltimore of Boone 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. 478](#))

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer



Vander Linden Mr. Speaker Paulsen	Watts	Windschitl	Worthan
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The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, none.

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

**House Joint Resolution 13**, a joint resolution relating to the location and exhibition of the statue of James Harlan, currently on display in the United States capitol, was taken up for consideration.

Stanerson of Linn moved that the joint resolution be read a last time now and placed upon its adoption and the joint resolution was read a last time.

On the question “Shall the joint resolution be adopted and agreed to?”  
**(H.J.R. 13)**

The yeas were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 1:

Lundby

Absent or not voting, none.

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

#### IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House Joint Resolution 13](#), [House Files 307, 352, 355, 361, 453, 469, 472, 478](#), and [Senate File 184](#).

#### 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 13, 2013, passed the following bill in which the concurrence of the Senate was asked:

[House File 160](#), a bill for an act relating to mental health and disability services by making transfers and appropriations for the fiscal year beginning July 1, 2012, and including related changes and effective date provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the Senate was asked:

[House File 324](#), a bill for an act relating to the termination of the targeted small business financial assistance program and transferring funds for assistance to targeted small businesses.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the Senate was asked:

[House File 496](#), a bill for an act relating to the service of notice of no-contact orders and protective orders, and including effective date provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 293](#), a bill for an act relating to the sale of services by an official, a state employee, a member of the general assembly, or a legislative employee.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 298](#), a bill for an act relating to the definition of the term "sex act" in the criminal code, lascivious acts with a child, and providing penalties.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 318](#), a bill for an act relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, and making appropriations.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 321](#), a bill for an act modifying the funding requirements for whole grade sharing agreements and including applicability provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 327](#), a bill for an act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 332](#), a bill for an act related to the administration of the national guard educational assistance program.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 337](#), a bill for an act providing for training on suicide prevention and trauma-informed care for school personnel.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 355](#), a bill for an act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 357](#), a bill for an act relating to Medicaid program integrity, and providing penalties.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 362](#), a bill for an act relating to the use of the term relative in child in need of assistance and termination of parental rights proceedings.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 368](#), a bill for an act relating to the consumer credit code by modifying a reference to the federal Truth in Lending Act.

MICHAEL E. MARSHALL, Secretary

## INTRODUCTION OF BILLS

[House File 559](#), by Sheets, a bill for an act relating to school district funding by modifying school budget review committee authority to recommend fiscal reviews and to provide transportation assistance aid, specifying uses of the district management levy, authorizing school districts to levy for transportation costs, and including applicability provisions.

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

[House File 560](#), by Kelley, a bill for an act relating to a sales tax holiday for instructional materials sold to college students.

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

[House File 561](#), by Kelley, a bill for an act establishing a property tax exemption for property used for certain gardening activities within a city and including applicability provisions.

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

[House File 562](#), by committee on Judiciary, a bill for an act concerning prescription drug or controlled substance medication defenses in operating-while-intoxicated cases.

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

[House File 563](#), by committee on Judiciary, a bill for an act relating to the penalties for the criminal offense of sexual exploitation of a minor by the purchase or possession of child pornography.

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

[House File 564](#), by committee on Judiciary, a bill for an act concerning mechanic's liens and the mechanics' notice and lien registry.

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

[House File 565](#), by committee on Judiciary, a bill for an act relating to mechanic's liens and the mechanics' notice and lien registry.

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

[House File 566](#), by committee on Judiciary, a bill for an act to 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.

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

[House File 567](#), by committee on State Government, a bill for an act eliminating the requirement for the racing and gaming commission to conduct a socioeconomic study on the impact of gambling.

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

[House File 568](#), by committee on Human Resources, a bill for an act relating to child, adult, and family services under the purview of the department of human services, making penalties applicable, and including effective date provisions.

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

[House File 569](#), by committee on Human Resources, a bill for an act relating to licensure of professionals practicing addiction counseling or providing addiction prevention services by the behavioral science board, making penalties applicable, and including effective date provisions.

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

[House File 570](#), by committee on Human Resources, a bill for an act relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions.

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

[House File 571](#), by committee on Judiciary, a bill for an act relating to temporary restricted licenses and ignition interlock devices for operating-while-intoxicated offenses and providing penalties.

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

[House File 572](#), by committee on Judiciary, a bill for an act relating to the statute of limitations period in an action arising out of the unsafe or defective condition of an improvement to real property.

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

[House File 573](#), by committee on Judiciary, a bill for an act enhancing the criminal penalty for an assault on a public transit bus operator, and providing penalties.

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

[House File 574](#), by committee on Ways and Means, a bill for an act repealing a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

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

[House File 575](#), by committee on Ways and Means, a bill for an act relating to the technical administration of state financial and regulatory matters, including administration of income taxes, sales and use taxes, currency exchange licenses, and the wireless surcharge for enhanced 911 emergency telephone systems, and including effective date and retroactive applicability provisions.

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

#### SENATE MESSAGES CONSIDERED

[Senate File 189](#), by committee on Commerce, a bill for an act relating to a risk management framework for insurers and insurance groups and including penalty and applicability provisions.

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

[Senate File 198](#), by committee on Human Resources, a bill for an act relating to elderly persons with aggressive or psychiatric behaviors in long-term care facilities.

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

[Senate File 203](#), 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 a first time and **passed on file**.

[Senate File 219](#), by committee on Education, a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions.

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

[Senate File 220](#), by committee on Education, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions.

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

[Senate File 224](#), by committee on Transportation, a bill for an act relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

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

[Senate File 231](#), by committee on Judiciary, a bill for an act relating to the requirement that creditors provide notice of the availability of counseling and mediation services to homeowners facing foreclosure.

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

[Senate File 282](#), by committee on Judiciary, a bill for an act relating to procedural requirements in in rem forfeiture proceedings.

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

[Senate File 288](#), by committee on Judiciary, a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

Read a first time and **passed on file**.

The House stood at ease at 4:59 p.m., until the fall of the gavel.

The House resumed session at 5:10 p.m., Speaker Paulsen in the chair.

#### INTRODUCTION OF BILLS

[House File 576](#), by committee on State Government, a bill for an act relating to the Iowa finance authority and making an appropriation.

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

[House File 577](#), by Worthan, a bill for an act exempting from the sales and use tax the sales price of all-terrain vehicles and off-road utility vehicles exempt from registration with the department of natural resources and sold to certain eligible businesses.

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



[House File 578](#), by committee on Judiciary, a bill for an act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions.

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

[House File 579](#), by committee on Judiciary, a bill for an act relating to medical malpractice actions including expert witness testimony, evidence-based medical practice guidelines, and medical malpractice review panels, and providing for fees.

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

[House File 580](#), by committee on Economic Growth, a bill for an act providing for business entities qualifying for Iowa start-up businesses, including the payment of fees by persons forming or organizing such entities.

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

[House File 581](#), by committee on Human Resources, a bill for an act relating to the licensure of ambulatory surgical centers, providing for fees to be considered repayment receipts, providing penalties, and including effective date provisions.

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

[House File 582](#), by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, registration fees for electric vehicles, and the administration of highway contracts, and including applicability date provisions.

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

[House File 583](#), by committee on Transportation, a bill for an act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

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

[House File 584](#), by committee on Economic Growth, a bill for an act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

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

[House File 585](#), by committee on Economic Growth, a bill for an act relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions.

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

[House File 586](#), by committee on State Government, a bill for an act relating to the rulemaking process and state agency decision making.

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

[House File 587](#), by committee on State Government, a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable.

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

[House File 588](#), by committee on State Government, a bill for an act relating to special assessments imposed by cities and counties and including applicability provisions.

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

[House File 589](#), by committee on State Government, a bill for an act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

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

[House File 590](#), by committee on Human Resources, a bill for an act relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions.

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

[House File 591](#), by committee on Judiciary, a bill for an act relating to estates and trusts and including retroactive and other applicability provisions.

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

[House File 592](#), by committee on Judiciary, a bill for an act relating to payments from the indigent defense fund by the state public defender.

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

[House File 593](#), by committee on Education, a bill for an act relating to state and school antiharassment and antibullying policies.

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

[House File 594](#), by committee on Education, a bill for an act relating to education of students in residential placement settings.

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

[House File 595](#), by committee on Education, a bill for an act relating to the definition of resident for purposes of tuition and fees at community colleges and institutions of higher learning governed by the state board of regents.

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

[House File 596](#), by committee on Veterans Affairs, a bill for an act relating to county commissions of veteran affairs.

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

#### SENATE MESSAGES CONSIDERED

[Senate File 318](#), by committee on Judiciary, a bill for an act relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, and making appropriations.

Read a first time and **passed on file**.

[Senate File 321](#), by committee on Education, a bill for an act modifying the funding requirements for whole grade sharing agreements and including applicability provisions.

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

[Senate File 332](#), by committee on Education, a bill for an act related to the administration of the national guard educational assistance program.

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

[Senate File 337](#), by committee on Education, a bill for an act providing for training on suicide prevention and trauma-informed care for school personnel.

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

[HOUSE FILE 588](#) REFERRED

The Speaker announced that [House File 588](#), previously **placed on calendar** was referred to committee on **Ways and Means**.

[SENATE FILE 146](#) REFERRED

The Speaker announced that [Senate File 146](#), previously **passed on file** was referred to committee on **Ways and Means**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 219](#) Appropriations

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

[H.S.B. 220](#) Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

SUBCOMMITTEE ASSIGNMENTS

[House File 443](#)

Judiciary: Hess, Chair; R. Olson and Worthan.

[House File 459](#)

Appropriations: Rogers, Chair; Dolecheck and Winckler.

[House File 467](#)

Appropriations: Drake, Chair; Bearinger and Fisher.

[House File 480](#)

Appropriations: Drake, Chair; Bearinger and Highfill.

[House File 501](#)

Appropriations: Dolecheck, Chair; Garrett and Winckler.

[House File 502](#)

Appropriations: Highfill, Chair; Deyoe and Kajtazovic.

[Senate File 142](#)

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

[Senate File 186](#)

Judiciary: Hagenow, Chair; Anderson and Brandenburg.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 217](#)

Commerce: Cownie, Chair; Forbes and Soderberg.

[House Study Bill 218](#)

Commerce: Cownie, Chair; Dawson and Fisher.

[House Study Bill 219](#)

Appropriations: Watts, Chair; Bearinger and Highfill.

[House Study Bill 220](#)

Appropriations: Dolecheck, Chair; Highfill and Winckler.

RESOLUTIONS FILED

[H.R. 26](#), by Kelley, a resolution in support of green schools.

Laid over under **Rule 25**.

[H.R. 27](#), by Wessel-Kroeschell, a resolution honoring the women of the 2012 Iowa State University Cross Country Team.

Laid over under **Rule 25**.

[H.R. 28](#), by Garrett, a resolution designating March 2013 as Iowa Women's History Month.

Laid over under **Rule 25**.

## AMENDMENTS FILED

<a href="#">H-1080</a>	<a href="#">H.F. 541</a>	Lundby of Linn
<a href="#">H-1081</a>	<a href="#">H.F. 556</a>	Committee on Judiciary
<a href="#">H-1082</a>	<a href="#">H.F. 307</a>	Hall of Woodbury
<a href="#">H-1083</a>	<a href="#">H.F. 454</a>	Garrett of Warren
<a href="#">H-1084</a>	<a href="#">H.F. 532</a>	R. Taylor of Dallas
<a href="#">H-1085</a>	<a href="#">H.F. 550</a>	Hunter of Polk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:13 p.m., until 8:30 a.m., Thursday, March 14, 2013.