

PROOF

STATE OF IOWA

House Journal

THURSDAY, MARCH 14, 2013

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.)

JOURNAL OF THE HOUSE

Sixtieth Calendar Day - Thirty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 14, 2013

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Alons of Sioux County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by John Munford, Page from Farmington.

The Journal of Wednesday, March 13, 2013, 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 13, 2013, passed the following bill in which the concurrence of the House is asked:

[Senate File 338](#), a bill for an act requiring background checks for school employees.

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

[Senate File 339](#), a bill for an act relating to inspections of school buses and certain other vehicles used to transport children and making penalties applicable.

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

[Senate File 342](#), a bill for an act relating to donations and charitable contributions in a criminal proceeding.

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

[Senate File 343](#), a bill for an act authorizing tribal governments to establish a force of reserve peace officers.

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

[Senate File 345](#), a bill for an act relating to right to cure provisions applicable to a closed credit card account.

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

[Senate File 347](#), a bill for an act relating to record checks of prospective and current health care employees and certain students and including effective date and 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 348](#), a bill for an act relating to the period of validity of driver's licenses and nonoperator's identification cards and to associated fees, and including effective date and 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 349](#), a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, 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 350](#), a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training, 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 351](#), a bill for an act relating to service providers under Medicaid home and community-based services waivers.

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

[Senate File 353](#), a bill for an act relating to vaccine administration by licensed pharmacists.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

[House File 597](#), by committee on Agriculture, a bill for an act providing for the distribution and sale of motor fuel, including

blended and unblended gasoline and diesel fuel, providing for liability, and including penalties.

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

SENATE MESSAGES CONSIDERED

[Senate File 293](#), by committee on State Government, 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.

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

[Senate File 298](#), by committee on Judiciary, 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.

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

[Senate File 327](#), 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 referred to committee on **Local Government**.

[Senate File 338](#), by committee on Education, a bill for an act requiring background checks for school employees.

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

[Senate File 339](#), by committee on Education, a bill for an act relating to inspections of school buses and certain other vehicles used to transport children and making penalties applicable.

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

[Senate File 342](#), by committee on Judiciary, a bill for an act relating to donations and charitable contributions in a criminal proceeding.

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

[Senate File 343](#), by committee on Judiciary, a bill for an act authorizing tribal governments to establish a force of reserve peace officers.

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

[Senate File 345](#), by committee on Judiciary, a bill for an act relating to right to cure provisions applicable to a closed credit card account.

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

[Senate File 347](#), by committee on Human Resources, a bill for an act relating to record checks of prospective and current health care employees and certain students and including effective date and applicability provisions.

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

[Senate File 348](#), by committee on Transportation, a bill for an act relating to the period of validity of driver's licenses and nonoperator's identification cards and to associated fees, and including effective date and applicability provisions.

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

[Senate File 349](#), by committee on Transportation, a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, and including effective date provisions.

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

[Senate File 350](#), by committee on Education, a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training, and including applicability provisions.

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

[Senate File 351](#), by committee on Human Resources, a bill for an act relating to service providers under Medicaid home and community-based services waivers.

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

[Senate File 353](#), by committee on Human Resources, a bill for an act relating to vaccine administration by licensed pharmacists.

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

[Senate File 355](#), 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 **Transportation**.

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

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

[Senate File 362](#), by committee on Judiciary, 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.

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

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

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

ADOPTION OF [HOUSE RESOLUTION 24](#)

Upmeyer of Cerro Gordo called up for consideration [House Resolution 24](#), a resolution to recognize the Iowa Small Business Development Centers and honor 2012 award winners Chuck Dirks and Christina Moffatt, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE RESOLUTION 28](#)

Upmeyer of Cerro Gordo called up for consideration [House Resolution 28](#), a resolution designating March 2013 as Iowa Women's History Month, and moved its adoption.

The motion prevailed and the resolution was adopted.

[HOUSE FILE 278](#) WITHDRAWN

Garrett of Warren asked and received unanimous consent to withdraw [House File 278](#) from further consideration by the House.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:54 a.m., until the completion of the committee on Appropriations.

AFTERNOON SESSION

The House reconvened at 4:09 p.m., Dawson of Woodbury in the chair.

INTRODUCTION OF BILLS

[House File 598](#), by committee on Ways and Means, a bill for an act exempting the sales price of all-terrain vehicles and off-road utility vehicles used primarily in agricultural production from the sales and use tax.

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

[House File 599](#), by committee on Ways and Means, a bill for an act relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural loan assistance program, and including effective date and retroactive applicability provisions.

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

[House File 600](#), by Rogers, a bill for an act relating to the sales and use tax by classifying nonprofit private food banks as designated exempt entities eligible to receive the refund of sales and use tax paid

in fulfillment of written construction contracts, providing a related sales and use tax exemption, and making penalties applicable.

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

[House File 601](#), by Rogers, a bill for an act relating to state sales and use tax by modifying the refund of sales and use tax paid in fulfillment of construction contracts with designated entities to include certain lease-purchase contracts, providing a related sales and use tax exemption, and making penalties applicable.

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

[House File 602](#), by committee on Appropriations, 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.

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

The House stood at ease at 4:12 p.m., until the fall of the gavel.

The House resumed session at 4:21 p.m., Dawson of Woodbury in the chair.

INTRODUCTION OF BILLS

[House File 603](#), by committee on Appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

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

[House File 604](#), by committee on Appropriations, 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 for related matters.

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

BILLS PLACED ON THE
UNFINISHED BUSINESS CALENDAR

Koester of Polk asked and received unanimous consent that the following bills be placed on the unfinished business calendar:

[Senate File 143](#)

[Senate File 203](#)

[Senate File 288](#)

[Senate File 318](#)

[Senate File 347](#)

[Senate File 348](#)

[Senate File 349](#)

[Senate File 351](#)

[Senate File 353](#)

[Senate File 357](#)

SPONSOR ADDED

Salmon of Black Hawk requested to be added as a sponsor of [House Resolution 29](#).

SUBCOMMITTEE ASSIGNMENTS

[Senate File 198](#)

Human Resources: Fry, Chair; Hunter and Lofgren.

[Senate File 321](#)

Education: Salmon, Chair; Rogers and Ruff.

[Senate File 332](#)

Education: Stanerson, Chair; Fry and Mascher.

[Senate File 338](#)

Education: Hess, Chair; Koester and Wood.

[Senate File 350](#)

Human Resources: Fry, Chair; Heaton and Wessel-Kroeschell.

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 APPROPRIATIONS

Committee Bill (Formerly [House Study Bill 214](#)), 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.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 14, 2013.

Committee Bill (Formerly [House Study Bill 219](#)), relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 14, 2013.

Committee Bill (Formerly [House Study Bill 220](#)), 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.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 14, 2013.

RESOLUTION FILED

[H.R. 29](#), by H. Miller, Grassley, Baltimore, Lundby, Kaufmann, Rogers, Cownie, Berry, Gaines, Isenhardt, Ruff, Ourth, Kearns, Kajtazovic, Lensing, Abdul-Samad, Anderson, Prichard, Wessel-Kroeschell, Winckler, Kressig, Riding, Muhlbauer, Dunkel, Thede, Dawson, Stutsman, Forbes, Paulsen, Bacon, Costello, Watts, Highfill, Baudler, Fisher, Sheets, Brandenburg, Maxwell, Vander Linden, Alons, S. Olson, Hanson, T. Olson, R. Olson, Gaskill, M. Smith, Oldson, Running-Marquardt, J. Smith, Kelley, Wolfe, Lykam, Jacoby, Shaw, Huseman, Klein, Gassman, Murphy, Cohoon, Heddens, T. Taylor, Hunter, Mascher, McCarthy, Thomas, Landon, Steckman, Wood, Hall, Upmeyer, Worthan, Hanusa, Hagenow, Rayhons, Deyoe, Fry, Soderberg, Byrnes, Moore, Forristall, Drake, Dolecheck, and Koester, a resolution honoring the 133rd Test Squadron of the Iowa National Guard.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1086	H.J.R. 2	Oldson of Polk
H-1087	H.J.R. 2	Jacoby of Johnson
H-1088	H.J.R. 2	Jacoby of Johnson
H-1089	H.J.R. 2	Jacoby of Johnson
H-1090	H.J.R. 2	Steckman of Cerro Gordo
H-1091	H.J.R. 2	Winckler of Scott
H-1092	H.J.R. 2	M. Smith of Marshall
H-1093	H.F. 392	Fry of Clarke
H-1094	H.J.R. 2	Hall of Woodbury
		T. Taylor of Linn
H-1095	H.J.R. 2	Murphy of Dubuque
H-1096	H.J.R. 2	Running-Marquardt of Linn
H-1097	H.J.R. 2	Isenhart of Dubuque
H-1098	H.J.R. 2	Jacoby of Johnson
H-1099	H.J.R. 2	Steckman of Cerro Gordo
H-1100	H.J.R. 2	Running-Marquardt of Linn
H-1101	H.J.R. 2	Lensing of Johnson
H-1102	H.J.R. 2	M. Smith of Marshall
H-1103	H.J.R. 2	Hall of Woodbury
H-1104	H.J.R. 2	Murphy of Dubuque
H-1105	H.J.R. 2	Isenhart of Dubuque
H-1106	H.J.R. 2	Murphy of Dubuque
H-1107	H.J.R. 2	M. Smith of Marshall
H-1108	H.J.R. 2	Murphy of Dubuque
H-1109	H.J.R. 2	T. Olson of Linn
H-1110	H.J.R. 2	Oldson of Polk
H-1111	H.J.R. 2	Steckman of Cerro Gordo
		Running-Marquardt of Linn
H-1112	H.J.R. 2	Running-Marquardt of Linn
		Steckman of Cerro Gordo
H-1113	H.J.R. 2	Isenhart of Dubuque
H-1114	H.J.R. 2	Isenhart of Dubuque
H-1115	H.F. 392	Lundby of Linn
H-1116	H.F. 520	Mascher of Johnson

On motion by Koester of Polk, the House adjourned at 4:24 p.m., until 10:00 a.m., Friday, March 15, 2013.