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**STATE OF IOWA**

**House Journal**

**WEDNESDAY, FEBRUARY 26, 2014**

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# JOURNAL OF THE HOUSE

Forty-fifth Calendar Day - Thirty-first Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, February 26, 2014

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

Prayer was offered by Pastor Brad Dittmer, Centerville Assembly of God, Centerville. He was the guest of Representative Sheets of Appanoose County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kasey Clary, Page from Runnells.

The Journal of Tuesday, February 25, 2014, was approved.

## INTRODUCTION OF BILLS

[House Joint Resolution 2008](#), by Heartsill, Schultz, and Sheets, a joint resolution requesting the call of a constitutional convention, or in the alternative requesting the United States Congress, to propose an amendment to the Constitution of the United States repealing the Seventeenth Amendment to the United States Constitution relating to the direct election of senators.

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

[House File 2412](#), by Kajtazovic, a bill for an act establishing a school radon testing and mitigation grant program and making an appropriation.

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

[House File 2413](#), by Kajtazovic, a bill for an act concerning employment leave and providing penalties.

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

[House File 2414](#), by Sheets, a bill for an act providing for excise taxes on motor fuel and special fuel used in motor vehicles to be based on the wholesale price of the fuel, and including effective date provisions.

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

[House File 2415](#), by committee on Economic Growth, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

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

[House File 2416](#), by committee on Commerce, a bill for an act relating to mutual-to-stock insurance company conversions.

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

[House File 2417](#), by committee on Human Resources, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

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

#### SENATE MESSAGES CONSIDERED

[Senate File 2114](#), by committee on Judiciary, a bill for an act relating to the ethical standards of certified shorthand reporters and shorthand reporting firms.

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

[Senate File 2133](#), by committee on Commerce, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

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

[Senate File 2147](#), by committee on Human Resources, a bill for an act providing for an executive director of the dental board.

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

[Senate File 2156](#), by committee on Human Resources, a bill for an act relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline.

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

[Senate File 2185](#), by committee on State Government, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering.

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

[Senate File 2191](#), by committee on Agriculture, a bill for an act relating to financing work within drainage or levee districts.

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

[Senate File 2193](#), by committee on Human Resources, a bill for an act relating to the admission or retention of participants in an adult day services program.

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

[Senate File 2196](#), by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

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

[Senate File 2199](#), by committee on Judiciary, a bill for an act relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

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

[Senate File 2201](#), by committee on Judiciary, a bill for an act relating to kidnapping, and providing penalties.

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

[Senate File 2202](#), by committee on State Government, a bill for an act relating to city elections.

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

[Senate File 2205](#), by committee on Commerce, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

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

[Senate File 2206](#), by committee on Economic Growth, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

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

[Senate File 2211](#), by committee on Judiciary, a bill for an act relating to the civil commitment of a sexually violent predator.

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

[Senate File 2212](#), by committee on Natural Resources and Environment, a bill for an act relating to land disposal of yard waste.

Read first time and referred to committee on **Environmental Protection**.

[Senate File 2228](#), by committee on Transportation, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

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

[Senate File 2230](#), by committee on Education, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

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

[Senate File 2232](#), by committee on State Government, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records.

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

[Senate File 2241](#), by committee on Judiciary, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

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

[Senate File 2244](#), by committee on State Government, a bill for an act relating to confidential employees under the state merit system and including effective date and retroactive applicability provisions.

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

The House stood at ease at 8:48 a.m., until the fall of the gavel.

The House resumed session at 10:06 a.m., Speaker Paulsen in the chair.

## INTRODUCTION OF BILLS

[House File 2418](#), by Lykam, Thede, Wood, and Winckler, a bill for an act relating to the targeted jobs withholding tax credit program by modifying the number and qualification of cities that may participate in the program.

Read first time and referred to committee on **Economic Growth**.

[House File 2419](#), by Cownie, a bill for an act relating to the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including effective date and applicability provisions.

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

[House File 2420](#), by committee on Local Government, a bill for an act relating to the period of time for issuing bonds by cities and counties for certain disaster-related purposes and including effective date provisions.

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

[House File 2421](#), by committee on Judiciary, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings.

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

[House File 2422](#), by committee on Judiciary, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

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

[House File 2423](#), by committee on Judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

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

CONSIDERATION OF BILLS  
Regular Calendar

[House File 2333](#), a bill for an act relating to unclaimed life insurance death benefits, providing penalties, and including effective date provisions, was taken up for consideration.

Pettengill of Benton 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. 2333](#))

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lundby	Lykam
Mascher	Maxwell	Meyer	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, 2:

Highfill                      Lofgren



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

[House File 2289](#), a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties, was taken up for consideration.

Klein of Washington asked and received unanimous consent to withdraw amendment [H-8024](#) filed by him on February 24, 2014.

Klein of Washington asked and received unanimous consent to withdraw amendment [H-8031](#) filed by him on February 25, 2014.

Klein of Washington offered amendment [H-8035](#) filed by him and moved its adoption.

Amendment [H-8035](#) was adopted.

Windschitl of Harrison in the chair at 10:59 a.m.

Speaker Paulsen in the chair at 11:17 a.m.

Klein of Washington 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. 2289](#))

The ayes were, 87:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	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	Stanerson
Steckman	Taylor, R.	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 12:

Hunter	Isenhardt	Jacoby	Lensing
Mascher	Miller, H.	Staed	Stutsman
Taylor, T.	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, 1:

Meyer

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

#### [HOUSE FILE 427](#) WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw [House File 427](#) from further consideration 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 Files 2289** and **2333**.

#### LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Highfill of Polk

Lofgren of Muscatine

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:20 a.m., until 3:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 3:08 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 February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2090](#), a bill for an act establishing a lyme disease task force.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2226](#), a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2240](#), a bill for an act relating to nonsubstantive code corrections.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2251](#), a bill for an act relating to the state child care assistance program eligibility and application provisions.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2252](#), a bill for an act establishing a task force related to breast density education and notification.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2255](#), a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2257](#), a bill for an act relating to programs and accounts administered by the college student aid commission.

Also: That the Senate has on February 26, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2259](#), a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

MICHAEL E. MARSHALL, Secretary

#### INTRODUCTION OF BILL

[House File 2424](#), by committee on Agriculture, a bill for an act relating to the establishment of an urban-ag academy under the board of regents.

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

#### SENATE MESSAGES CONSIDERED

[Senate File 2090](#), by committee on Human Resources, a bill for an act establishing a lyme disease task force.

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

[Senate File 2226](#), by committee on Education, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

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

[Senate File 2240](#), by committee on Judiciary, a bill for an act relating to nonsubstantive code corrections.

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

[Senate File 2251](#), by committee on Human Resources, a bill for an act relating to the state child care assistance program eligibility and application provisions.

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

[Senate File 2252](#), by committee on Human Resources, a bill for an act establishing a task force related to breast density education and notification.

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

[Senate File 2255](#), by committee on Commerce, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

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

[Senate File 2257](#), by committee on Education, a bill for an act relating to programs and accounts administered by the college student aid commission.

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

#### EXPLANATIONS OF VOTE

On February 25, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2230](#) – “aye”

[House File 2253](#) – “aye”

[House File 2254](#) – “aye”

[House File 2273](#) – “aye”

[House File 2274](#) – “aye”

[House File 2275](#) – “aye”

[House File 2278](#) – “aye”

[House File 2296](#) – “aye”

[House File 2325](#) – “aye”

[House File 2326](#) – “aye”

[House File 2344](#) – “aye”

HESS of Clay

On February 26, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2333](#) – “aye”

LOFGREN of Muscatine

#### SUBCOMMITTEE ASSIGNMENTS

[House File 2306](#)

Appropriations: Rogers, Chair; Fisher and Thede.

[House File 2316](#)

Appropriations: Worthan, Chair; Deyoe and Running-Marquardt.

[House File 2317](#)

Appropriations: Deyoe, Chair; Dunkel and Heaton.

[House File 2335](#)

Appropriations: Huseman, Chair; Lofgren and Lundby.

[House File 2343](#)

Transportation: Kaufmann, Chair; Landon and Stutsman.

[House File 2351](#)

Transportation: Heartsill, Chair; R. Olson and Rogers.

[House File 2371](#)

Appropriations: Worthan, Chair; Gustafson and Jacoby.

[Senate File 2056](#)

Education: Dolecheck, Chair; Byrnes and Hanson.

[Senate File 2080](#)

Human Resources: L. Miller, Chair; Heddens and R. Taylor.

[Senate File 2120](#)

Human Resources: L. Miller, Chair; Landon and Stutsman.

[Senate File 2147](#)

Human Resources: L. Miller, Chair; Forristall and Winckler.

[Senate File 2168](#)

Judiciary: Gustafson, Chair; Baltimore and Oldson.

[Senate File 2192](#)

Transportation: Moore, Chair; Heartsill and Meyer.

[Senate File 2196](#)

Human Resources: Costello, Chair; Forristall and Wessel-Kroeschell.

[Senate File 2228](#)

Transportation: Jorgensen, Chair; Cohoon and Heartsill.

## HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

[House Study Bill 665](#) Reassigned

Ways and Means: Vander Linden, Chair; Muhlbauer and Windschitl.

## RESOLUTION FILED

[H.R. 108](#), by Alons, Heartsill, Sheets, Salmon, Hanusa, Fry, Vander Linden, Gassman, Windschitl, Gustafson, Huseman, L. Miller, Bacon, Costello, Brandenburg, Stanerson, Shaw, Lofgren, Deyoe, Fisher, Landon, Baudler, Rayhons, Kaufmann, Worthan, Forristall, Watts, Highfill, Baltimore, Klein, Hein, Heaton, Jorgensen, Rogers, Dolecheck, Schultz, Maxwell, J. Smith, Koester, Moore, Byrnes, Thomas, Jacoby, Staed, Heddens, Gaskill, Murphy, Ruff, Stutsman, Kearns, Hunter, Cohoon, Forbes, Steckman, Hall, Dawson, H. Miller, Wessel-Kroeschell, Kelley, Dunkel, Hanson, Bearinger, Lykam, Wood, Wolfe, T. Olson, Meyer, Kajtazovic, Oldson, Gaines, Riding, Kressig, Mascher, Abdul-Samad, M. Smith, Lensing, Winckler, Lundby, Thede, S. Olson, Hagenow, Drake, Cownie, R. Taylor, Grassley, Soderberg, Sands, Pettengill, Paulsen, Upmeyer, and Hess, a resolution commemorating the members of the United States Cadet Nurse Corps.

Laid over under **Rule 25**.

## AMENDMENTS FILED

<a href="#">H-8037</a>	<a href="#">H.F. 2410</a>	Pettengill of Benton
<a href="#">H-8038</a>	<a href="#">H.F. 2404</a>	Committee on Judiciary
<a href="#">H-8039</a>	<a href="#">H.F. 2423</a>	Committee on Judiciary
<a href="#">H-8040</a>	<a href="#">H.F. 2409</a>	Alons of Sioux
		Fry of Clarke
		Fisher of Tama
		Salmon of Black Hawk
		Schultz of Crawford
		Watts of Dallas
<a href="#">H-8041</a>	<a href="#">H.F. 2408</a>	Watts of Dallas
<a href="#">H-8042</a>	<a href="#">H.F. 2094</a>	Kaufmann of Cedar

Riding of Polk  
Heddens of Story  
Lykam of Scott

Jacoby of Johnson  
Ruff of Clayton  
Muhlbauer of Crawford

Cohon of Des Moines

[H-8043](#)

[H.F. 2381](#)

Wessel-Kroeschell of Story

On motion by Upmeyer of Cerro Gordo, the House adjourned at 3:10 p.m., until 8:30 a.m., Thursday, February 27, 2014.