

PROOF

STATE OF IOWA

House Journal

MONDAY, MARCH 10, 2014

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JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day - Thirty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 10, 2014

The House met pursuant to adjournment at 1:04 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Robert Lindau, St. Paul's Lutheran Church, Council Bluffs. He was the guest of Representatives Costello of Mills County and Hanusa of Pottawattamie County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Nolan Bursch, Page from Des Moines.

The Journal of Friday, March 7, 2014, was approved.

The House stood at ease at 1:17 p.m., until the fall of the gavel.

The House resumed session at 2:06 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS

Regular Calendar

[House File 2277](#), a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders, was taken up for consideration.

Hagenow of Polk offered amendment [H-8095](#) filed by him and moved its adoption.

Amendment [H-8095](#) was adopted.

SENATE FILE 2200 SUBSTITUTED FOR HOUSE FILE 2277

Hagenow of Polk asked and received unanimous consent to substitute Senate File 2200 for House File 2277.

Senate File 2200, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders, was taken up for consideration.

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?" (S.F. 2200)

The ayes were, 96:

Alons	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	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	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, 4:

Abdul-Samad Anderson Olson, R. Prichard

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

HOUSE FILE 2277 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 2277 from further consideration by the House.

House File 2435, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions, was taken up for consideration.

Landon 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. 2435**)

The ayes were, 96:

Alons	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	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	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, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 2436](#), a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue, was taken up for consideration.

Vander Linden of Mahaska 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. 2436](#))

The ayes were, 96:

Alons	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	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	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, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2438, a bill for an act relating to the administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, franchise taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions, was taken up for consideration.

Landon 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. 2438](#))

The ayes were, 95:

Alons	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	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
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, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard
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Under the provision of Rule 76, conflict of interest, Maxwell of Poweshiek refrained from voting.

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

[House File 2439](#), a bill for an act relating to core content standards, assessments, and curricula relating to student academic progress, and to the collection of and access to student data, was taken up for consideration.

Salmon of Black Hawk offered amendment [H-8094](#) filed by Salmon, et al.

Salmon of Black Hawk offered amendment [H-8100](#), to amendment [H-8094](#), filed by her from the floor and moved its adoption.

Amendment [H-8100](#), to amendment [H-8094](#), was adopted.

Salmon of Black Hawk moved the adoption of amendment [H-8094](#), as amended.

Amendment [H-8094](#), as amended, was adopted.

Jorgensen of Woodbury offered amendment [H-8099](#) filed by him and moved its adoption.

Amendment [H-8099](#) was adopted.

Wood of Scott rose on a point of order under Rule 10, regarding members confining their remarks to the question under debate.

The Speaker ruled the point not well taken.

Mascher of Johnson rose on a point of order under Rule 11, regarding limit on debate.

The Speaker ruled the point not well taken.

Jorgensen of Woodbury 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. 2439](#))

The ayes were, 96:

Alons	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	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	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, 4:

Abdul-Samad	Anderson	Olson, R.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 2140, 2204 AND 2205 WITHDRAWN

Jorgensen of Woodbury asked and received unanimous consent to withdraw House Files 2140, 2204 and 2205 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 2435, 2436, 2438, 2439** and [Senate File 2200](#).

ADOPTION OF [HOUSE RESOLUTION 109](#)

Upmeyer of Cerro Gordo called up for consideration [House Resolution 109](#), a resolution recognizing February 10, 2014, as the 60th anniversary of the introduction of federal legislation to add the words, “under God,” to the United States Pledge of Allegiance, and moved its adoption.

The motion prevailed and the resolution was adopted.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk

Anderson of Polk

EXPLANATION OF VOTE

On March 5, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 381](#) – “aye”

[House File 2067](#) – “aye”

[House File 2174](#) – “aye”

[House File 2297](#) – “aye”

[House File 2367](#) – “aye”

[House File 2376](#) – “aye”

[Senate File 2169](#) – “aye”

[Senate File 2240](#) – “aye”

[House File 2378](#) – “aye”
[House File 2379](#) – “aye”
[House File 2382](#) – “nay”
[House File 2387](#) – “aye”
[House File 2388](#) – “aye”
[House File 2389](#) – “aye”
[House File 2395](#) – “nay”
[House File 2397](#) – “aye”
[House File 2408](#) – “aye”
[House File 2410](#) – “aye”
[House File 2417](#) – “aye”
[House File 2421](#) – “aye”
[House File 2423](#) – “aye”

Also: On March 6, 2014, I would have voted as follows:

[House Joint Resolution 2007](#) – “yea”
[House File 2288](#) – “aye”

PRICHARD of Floyd

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 7, 2014, he approved and transmitted to the Secretary of State the following bills:

[House File 2130](#), an Act relating to matters under the purview of the banking division of the department of commerce.

[House File 2131](#), an Act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

[House File 2170](#), an Act relating to school instructional time.

[House File 2172](#), an Act providing for the use of an electronic filing and notice system by the Public Employment Relations Board.

[House File 2216](#), an Act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

SUBCOMMITTEE ASSIGNMENTS

[House File 2406](#)

Ways and Means: Vander Linden, Chair; Moore and Prichard.

[Senate File 2239](#)

Judiciary: Baltimore, Chair; Heaton and Wolfe.

[Senate File 2278](#)

State Government: Hagenow, Chair; Hunter and Stanerson.

[Senate File 2297](#)

Judiciary: Baltimore, Chair; Hagenow and Wessel-Kroeschell.

[Senate File 2312](#)

Judiciary: Gustafson, Chair; Hess and Meyer.

[Senate File 2322](#)

Human Resources: Forristall, Chair; Dawson and Fry.

RESOLUTION FILED

[H.R. 116](#), by Heddens and Wessel-Kroeschell, a resolution honoring the sesquicentennial anniversary of the city of Ames.

Laid over under **Rule 25**.

AMENDMENTS FILED

<u>H-8100</u>	<u>H.F. 2439</u>	Salmon of Black Hawk
<u>H-8101</u>	<u>H.F. 2390</u>	Winckler of Scott
		Dolecheck of Ringgold
		L. Miller of Scott
<u>H-8102</u>	<u>H.F. 2385</u>	Pettengill of Benton
<u>H-8103</u>	<u>H.F. 2416</u>	Pettengill of Benton
<u>H-8104</u>	<u>S.F. 2201</u>	Dawson of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 2:54 p.m., until 8:30 a.m., Tuesday, March 11, 2014.