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**STATE OF IOWA**

# **House Journal**

**WEDNESDAY, MARCH 12, 2014**

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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 - Forty-first Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, March 12, 2014

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

Prayer was offered by Reverend Lucille King, Christ Church Presbyterian, Hiawatha. She was the guest of Representative Staed of Linn County.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Frank Mauro, House Doorkeeper from Des Moines.

The Journal of Tuesday, March 11, 2014, was approved.

The House stood at ease at 8:39 a.m., until the fall of the gavel.

The House resumed session at 9:58 a.m., Speaker Paulsen in the chair.

### CONSIDERATION OF BILLS

Regular Calendar

[House File 2332](#), a bill for an act relating to the licensing of vehicle recyclers and defining the term “scrapping”, was taken up for consideration.

Kaufmann of Cedar offered amendment [H-8105](#) filed by him and moved its adoption.

Amendment [H-8105](#) was adopted.

[SENATE FILE 2250](#) SUBSTITUTED FOR [HOUSE FILE 2332](#)

Kaufmann of Cedar asked and received unanimous consent to substitute [Senate File 2250](#) for [House File 2332](#).

[Senate File 2250](#), a bill for an act relating to the licensing of vehicle recyclers, was taken up for consideration.

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?" ([S.F. 2250](#))

The ayes 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        | 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    | 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, 1:

Olson, R.

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

[HOUSE FILE 2332](#) WITHDRAWN

Kaufmann of Cedar asked and received unanimous consent to withdraw [House File 2332](#) from further consideration by the House.

[House File 2385](#), a bill for an act relating to state agency decision making, was taken up for consideration.

Pettengill of Benton offered amendment [H-8102](#) filed by her.

Upmeyer of Cerro Gordo asked and received unanimous consent that [House File 2385](#) be deferred and that the bill retain its place on the calendar. (amendment [H-8102](#) pending)

[House File 2390](#), a bill for an act relating to certain costs under the statewide preschool program for four-year-old children and including effective date and retroactive applicability provisions, was taken up for consideration.

Winckler of Scott offered amendment [H-8101](#) filed by Winckler, et al., and moved its adoption.

Amendment [H-8101](#) was adopted.

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. 2390](#))

The ayes 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     | 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    | 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, 1:

Olson, R.

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

#### HOUSE FILES 255 AND 2119 WITHDRAWN

L. Miller of Scott asked and received unanimous consent to withdraw House Files 255 and 2119 from further consideration by the House.

#### RULE 60 INVOKED

Steckman of Cerro Gordo moved to invoke Rule 60, to immediately withdraw [Senate File 2079](#) from committee on Education and place it on the calendar.

Roll call was requested by Steckman of Cerro Gordo and M. Smith of Marshall.

On the question "Shall [Senate File 2079](#) be withdrawn from the committee on Education and placed on the calendar?"

Rule 75 was invoked.

The ayes were, 46:

|             |            |                   |            |
|-------------|------------|-------------------|------------|
| 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    |
| Meyer       | Miller, H. | Muhlbauer         | Murphy     |
| Oldson      | Olson, T.  | Ourth             | Prichard   |
| Riding      | Ruff       | Running-Marquardt | Smith, M.  |
| Staed       | Steckman   | Stutsman          | Taylor, T. |
| Thede       | Thomas     | Wessel-Kroeschell | Winckler   |
| Wolfe       | Wood       |                   |            |

The nays were, 53:

|                        |           |            |            |
|------------------------|-----------|------------|------------|
| Alons                  | Bacon     | Baltimore  | Baudler    |
| Brandenburg            | Byrnes    | Costello   | Cownie     |
| Deyoe                  | Dolecheck | Drake      | Fisher     |
| Forristall             | Fry       | Gassman    | Grassley   |
| Gustafson              | 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<br>Paulsen |           |            |            |

Absent or not voting, 1:

Olson, R.

The motion lost.

The House stood at ease at 10:43 a.m., until the fall of the gavel.

The House resumed session at 11:37 a.m., Speaker Paulsen in the chair.

#### IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House File 2390](#) and [Senate File 2250](#).

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:37 a.m., until 4:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 4:04 p.m., Speaker Paulsen in the chair.

#### INTRODUCTION OF BILLS

[House File 2443](#), by committee on Ways and Means, a bill for an act relating to the sales tax exemption for the purchase of certain items used in certain manufacturing, research and development, data processing or storage, or recycling activities.

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

[House File 2444](#), by committee on Ways and Means, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

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

[House File 2445](#), by committee on Ways and Means, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

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

The House stood at ease at 4:07 p.m., until the fall of the gavel.

The House resumed session at 5:06 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILL  
Regular Calendar

The House resumed consideration of [House File 2385](#), a bill for an act relating to state agency decision making, previously deferred. (amendment [H-8102](#) pending)

Pettengill of Benton offered amendment [H-8112](#), to amendment [H-8102](#), filed by her from the floor and moved its adoption.

Amendment [H-8112](#), to amendment [H-8102](#), was adopted.

Pettengill of Benton moved the adoption of amendment [H-8102](#), as amended.

Amendment [H-8102](#), as amended, was adopted.

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. 2385](#))

The ayes were, 77:

|                   |               |             |            |
|-------------------|---------------|-------------|------------|
| Alons             | Bacon         | Baltimore   | Baudler    |
| Bearinger         | Berry         | Brandenburg | Byrnes     |
| Cohoon            | Costello      | Cownie      | Dawson     |
| Deyoe             | Dolecheck     | Drake       | Dunkel     |
| Fisher            | Forbes        | Forristall  | Fry        |
| Gassman           | Grassley      | Gustafson   | Hagenow    |
| Hall              | Hanson        | Hanusa      | Heartsill  |
| Heaton            | Hein          | Hess        | Highfill   |
| Huseman           | Jacoby        | Jorgensen   | Kaufmann   |
| Klein             | Koester       | Kressig     | Landon     |
| Lensing           | Lofgren       | Lundby      | Lykam      |
| Maxwell           | Miller, H.    | Miller, L.  | Moore      |
| Muhlbauer         | Olson, R.     | Olson, S.   | Pettengill |
| Rayhons           | Riding        | Rogers      | Ruff       |
| Running-Marquardt | Salmon        | Sands       | Schultz    |
| Shaw              | Sheets        | Smith, J.   | Soderberg  |
| Stanerson         | Stutsman      | Taylor, R.  | Thomas     |
| Upmeyer           | Vander Linden | Watts       | Winckler   |
| Windschitl        | Wolfe         | Wood        | Worthan    |
| Mr. Speaker       |               |             |            |
| Paulsen           |               |             |            |



The nays were, 23:

|             |           |                   |            |
|-------------|-----------|-------------------|------------|
| Abdul-Samad | Anderson  | Gaines            | Gaskill    |
| Heddens     | Hunter    | Isenhart          | Kajtažovic |
| Kearns      | Kelley    | Mascher           | Meyer      |
| Murphy      | Oldson    | Olson, T.         | Ourth      |
| Prichard    | Smith, M. | Staed             | Steckman   |
| Taylor, T.  | Thede     | Wessel-Kroeschell |            |

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 2157](#) WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw [House File 2157](#) from further consideration by the House.

#### IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that [House File 2385](#) be immediately messaged to the Senate.

#### LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Olson, R. of Polk

#### EXPLANATION OF VOTE

On March 11, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2279](#) – “aye”

MEYER of Polk

## HOUSE STUDY BILL COMMITTEE ASSIGNMENT

**H.S.B. 672 Ways and Means**

Relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

## SUBCOMMITTEE ASSIGNMENTS

**Senate File 2195**

Commerce: Watts, Chair; Meyer and R. Taylor.

**Senate File 2293**

Human Resources: Forristall, Chair; Fry and Stutsman.

**Senate File 2328**

Ways and Means: Moore, Chair; Baltimore and Gaskill.

## HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

**House Study Bill 672**

Ways and Means: Windschitl, Chair; Baltimore and Isenhart.

## 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 EDUCATION

**Senate File 2319**, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-8115** March 12, 2014.

## COMMITTEE ON ENVIRONMENTAL PROTECTION

[Senate File 2212](#), a bill for an act relating to land disposal of yard waste.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-8109](#)** March 11, 2014.

## COMMITTEE ON HUMAN RESOURCES

[Senate File 2320](#), a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-8113](#)** March 12, 2014.

## COMMITTEE ON LOCAL GOVERNMENT

[Senate File 366](#), a bill for an act relating to radon control and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-8114](#)** March 12, 2014.

## COMMITTEE ON PUBLIC SAFETY

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

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-8110](#)** March 11, 2014.

## COMMITTEE ON TRANSPORTATION

[House File 2351](#), a bill for an act relating to the fees for special registration plates associated with military service.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

**Referred to the committee on Ways and Means pursuant to Rule 31.7.**

[Senate File 2192](#), a bill for an act relating to the definition of motorized bicycle.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

[Senate File 2228](#), 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.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

[Senate File 2288](#), a bill for an act relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-8111](#)** March 11, 2014.

[Senate File 2290](#), a bill for an act relating to identification required for operation of a railroad train.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2014.

#### AMENDMENTS FILED

|                        |                      |                      |                                       |
|------------------------|----------------------|----------------------|---------------------------------------|
| <a href="#">H-8108</a> | <a href="#">H.F.</a> | <a href="#">2361</a> | Stutsman of Johnson                   |
| <a href="#">H-8109</a> | <a href="#">S.F.</a> | <a href="#">2212</a> | Committee on Environmental Protection |
| <a href="#">H-8110</a> | <a href="#">S.F.</a> | <a href="#">2259</a> | Committee on Public Safety            |
| <a href="#">H-8111</a> | <a href="#">S.F.</a> | <a href="#">2288</a> | Committee on Transportation           |
| <a href="#">H-8112</a> | <a href="#">H.F.</a> | <a href="#">2385</a> | Pettengill of Benton                  |
| <a href="#">H-8113</a> | <a href="#">S.F.</a> | <a href="#">2320</a> | Committee on Human Resources          |
| <a href="#">H-8114</a> | <a href="#">S.F.</a> | <a href="#">366</a>  | Committee on Local Government         |
| <a href="#">H-8115</a> | <a href="#">S.F.</a> | <a href="#">2319</a> | Committee on Education                |

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:30 p.m., until 8:30 a.m., Thursday, March 13, 2014.