

PROOF

STATE OF IOWA

House Journal

MONDAY, APRIL 28, 2014

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JOURNAL OF THE HOUSE

One Hundred-sixth Calendar Day - Seventy-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 28, 2014

The House met pursuant to adjournment at 1:08 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ryan Elmquist, Page from Glidden.

The Journal of Friday, April 25, 2014, was approved.

The House stood at ease at 1:13 p.m., until the fall of the gavel.

The House resumed session at 3:09 p.m., Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-nine members present, eleven absent.

Upmeyer of Cerro Gordo asked and received unanimous consent to consider [House File 2476](#).

CONSIDERATION OF BILLS

Ways and Means Calendar

[House File 2476](#), a bill for an act relating to funding of unified law enforcement districts, and including effective date and 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. 2476](#))

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Bearinger	Brandenburg	Byrnes	Cohon
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	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, 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, 5:

Baltimore	Baudler	Berry	Dawson
Gaines			

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

SENATE AMENDMENT CONSIDERED

Stanerson of Linn called up for consideration [House File 2459](#), a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment [H-8316](#).

The motion prevailed and the House concurred in the Senate amendment [H-8316](#).

Stanerson of Linn moved that the bill, as amended by the Senate and concurred in by the House, 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. 2459](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
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, 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:

Hunter

Absent or not voting, 5:

Baltimore	Baudler	Berry	Dawson
Gaines			

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

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2459** and **2476**.

The House stood at ease at 3:35 p.m., until the fall of the gavel.

The House resumed session at 5:04 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 April 28, 2014, passed the following bill in which the concurrence of the Senate was asked:

[House File 2454](#), a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryforward period, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 28, 2014, passed the following bill in which the concurrence of the Senate was asked:

[House File 2468](#), a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Also: That the Senate has on April 28, 2014, insisted on its amendment to [Senate File 2239](#), a bill for an act relating to elder abuse and providing penalties, and the members of the Conference Committee on the part of the Senate are: The Senator from Howard, Senator Wilhelm, Chair; the Senator from Cerro Gordo, Senator Ragan; the Senator from Johnson, Senator Dvorsky; the Senator from Osceola, Senator Johnson; the Senator from Scott, Senator Smith.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
([Senate File 2239](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning

[Senate File 2239](#): Baltimore of Boone, Chair; Hess of Clay, Kaufmann of Cedar, Heddens of Story and Wolfe of Clinton.

The House stood at ease at 5:05 p.m., until the fall of the gavel.

The House resumed session at 5:55 p.m., Speaker Paulsen in the chair.

SENATE AMENDMENT CONSIDERED

Windschitl of Harrison called up for consideration [Senate File 303](#), a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment [H-8317](#) to the House amendment.

The motion prevailed and the House concurred in the Senate amendment [H-8317](#), to the House amendment.

Windschitl of Harrison moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, 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. 303](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	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, 2:

Hunter	Olson, R.
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Absent or not voting, 4:

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

CONSIDERATION OF BILL Ways and Means Calendar

[Senate File 2352](#), a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Windschitl of Harrison 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. 2352](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	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, 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, 4:

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

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 303, 2239 and 2352.**

The House stood at ease at 6:04 p.m., until the fall of the gavel.

The House resumed session at 7:01 p.m., Speaker Paulsen in the chair.

The House stood at ease at 7:01 p.m., until the fall of the gavel.

The House resumed session at 7:51 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 28, 2014, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2109](#), a bill for an act relating to vapor products and alternative nicotine products, and providing penalties.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS
Unfinished Business Calendar

[Senate File 383](#), a bill for an act relating to the sealing of juvenile delinquency records, with report of committee recommending amendment and passage, was taken up for consideration.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty members present, forty absent.

Kaufmann of Cedar offered amendment [H-8027](#) filed by the committee on Judiciary and moved its adoption.

The committee amendment [H-8027](#) was adopted.

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. 383](#))

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	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, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	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, 5:

Baudler	Berry	Dawson	Gaines
Sands			

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 2469](#), a bill for an act concerning live dog racing at pari-mutuel dog racetracks, purse supplements, and fees, and including effective date provisions, was taken up for consideration.

Vander Linden of Mahaska offered amendment [H-8320](#) filed by him from the floor and moved its adoption.

Amendment [H-8320](#) was adopted.

[SENATE FILE 2362](#) SUBSTITUTED FOR [HOUSE FILE 2469](#)

Vander Linden of Mahaska asked and received unanimous consent to substitute [Senate File 2362](#) for [House File 2469](#).

[Senate File 2362](#), a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions, 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?" ([S.F. 2362](#))

The ayes were, 79:

Abdul-Samad	Anderson	Bacon	Baltimore
Bearinger	Brandenburg	Cohoon	Costello
Deyoe	Dunkel	Fisher	Forbes
Forristall	Fry	Gaskill	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isehart	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, S.	Olson, T.	Ourth
Prichard	Riding	Rogers	Ruff
Running-Marquardt	Salmon	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, 16:

Alons	Byrnes	Cownie	Dolecheck
Drake	Gassman	Grassley	Heartsill
Heaton	Lofgren	Olson, R.	Pettengill
Rayhons	Schultz	Shaw	Sheets

Absent or not voting, 5:

Baudler	Berry	Dawson	Gaines
Sands			

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

HOUSE FILE 2469 WITHDRAWN

Vander Linden of Mahaska asked and received unanimous consent to withdraw House File 2469 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: **Senate Files 383 and 2362.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Baudler of Adair
Berry of Black Hawk	Dawson of Woodbury
Gaines of Polk	Sands of Louisa

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in enrolling bills the following correction was made:

House File 2450

1. Page 11, line 30 – delete Alzheimers's, replace it with Alzheimer's

CARMINE BOAL
Chief Clerk of the House

AMENDMENTS FILED

<u>H-8319</u>	<u>S.F. 2359</u>	Dunkel of Dubuque
		Berry of Black Hawk
		H. Miller of Webster
<u>H-8320</u>	<u>H.F. 2469</u>	Vander Linden of Mahaska
<u>H-8321</u>	<u>S.F. 2355</u>	Thomas of Clayton
<u>H-8322</u>	<u>H.F. 2473</u>	Byrnes of Mitchell
<u>H-8323</u>	<u>H.F. 2473</u>	Winckler of Scott
Abdul-Samad of Polk		Anderson of Polk

Bearinger of Fayette	Cohoon of Des Moines
Forbes of Polk	Gaskill of Wapello
Heddens of Story	Hunter of Polk
Isenhart of Dubuque	Jacoby of Johnson
Kajtazovic of Black Hawk	Kearns of Lee
Kelley of Jasper	Kressig of Black Hawk
Lensing of Johnson	Lykam of Scott
Mascher of Johnson	H. Miller of Webster
Murphy of Dubuque	Oldson of Polk
T. Olson of Linn	Ourth of Warren
Prichard of Floyd	Ruff of Clayton
M. Smith of Marshall	Steckman of Cerro Gordo
Stutsman of Johnson	T. Taylor of Linn
Thede of Scott	Thomas of Clayton
Wessel-Kroeschell of Story	Wood of Scott
<u>H-8324</u> <u>H.F.</u> <u>2473</u>	Isenhart of Dubuque
Mascher of Johnson	H. Miller of Webster
Murphy of Dubuque	Prichard of Floyd
Ruff of Clayton	M. Smith of Marshall
Staed of Linn	Stutsman of Johnson
T. Taylor of Linn	Anderson of Polk
Bearinger of Fayette	Gaskill of Wapello
Hanson of Jefferson	Heddens of Story
Hunter of Polk	Lensing of Johnson
Winckler of Scott	
<u>H-8325</u> <u>H.F.</u> <u>2473</u>	Abdul-Samad of Polk
Anderson of Polk	Bearinger of Fayette
Gaskill of Wapello	Hanson of Jefferson
Hunter of Polk	Isenhart of Dubuque
Kearns of Lee	Lensing of Johnson
Mascher of Johnson	H. Miller of Webster
Murphy of Dubuque	Ourth of Warren
Prichard of Floyd	Ruff of Clayton
M. Smith of Marshall	Staed of Linn
T. Taylor of Linn	Thede of Scott
Winckler of Scott	
<u>H-8326</u> <u>H.F.</u> <u>2473</u>	Staed of Linn
Abdul-Samad of Polk	Anderson of Polk
Bearinger of Fayette	Cohoon of Des Moines
Forbes of Polk	Gaskill of Wapello
Hall of Woodbury	Hanson of Jefferson

Heddens of Story	Hunter of Polk
Isenhart of Dubuque	Jacoby of Johnson
Kajtazovic of Black Hawk	Kearns of Lee
Kelley of Jasper	Kressig of Black Hawk
Lensing of Johnson	Lundby of Linn
Lykam of Scott	Mascher of Johnson
Meyer of Polk	H. Miller of Webster
Muhlbauer of Crawford	Murphy of Dubuque
Oldson of Polk	R. Olson of Polk
T. Olson of Linn	Ourth of Warren
Prichard of Floyd	Riding of Polk
Ruff of Clayton	Running-Marquardt of Linn
M. Smith of Marshall	Steckman of Cerro Gordo
Stutsman of Johnson	T. Taylor of Linn
Thede of Scott	Thomas of Clayton
Wessel-Kroeschell of Story	Winckler of Scott
Wolfe of Clinton	Wood of Scott
H-8327	H.F. 2109
H-8328	H.F. 2473
	Senate Amendment
	Hall of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:03 p.m., until 8:30 a.m., Tuesday, April 29, 2014.