

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 6, 2016

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(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day - Fifty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 6, 2016

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Kathryn Saunders, Saint Stephen Lutheran Church, Urbandale. She was the guest of Representative Forbes of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Natalie Steinke, Chief Clerk's Page from Gibson.

The Journal of Tuesday, April 5, 2016, was approved.

ADOPTION OF [HOUSE RESOLUTION 108](#)

Fry of Clarke called up for consideration [House Resolution 108](#), a resolution recognizing July 16, 2016, as Iowa Atomic Veterans Day.

Gassman of Winnebago moved the adoption of [House Resolution 108](#).

The motion prevailed and the resolution was adopted.

On motion by Fry of Clarke, the House was recessed at 8:37 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:06 p.m., Speaker Upmeyer in the chair.

The House stood at ease at 1:07 p.m., until the fall of the gavel.

The House resumed session at 3:02 p.m., Speaker Upmeyer in the chair.

L. Miller of Scott in the chair at 3:10 p.m.

CONSIDERATION OF BILLS
Regular Calendar

[House File 2449](#), a bill for an act requiring state agencies to commence rulemaking within certain time periods in certain circumstances and including effective date and applicability provisions, was taken up for consideration.

Jones of Clay offered amendment [H-8164](#) filed by her and Pettengill of Benton from the floor and moved its adoption.

Amendment [H-8164](#) was adopted.

Jones of Clay 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. 2449](#))

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Best	Branhagen	Brown-Powers	Byrnes
Carlson	Cohoon	Cownie	Dawson
Deyoe	Dolecheck	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Heartsill	Heaton
Heddens	Hein	Highfill	Holt
Holz	Hunter	Huseman	Isenhart
Jacoby	Jones	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kooiker	Kressig	Landon	Lensing
Lykam	Mascher	Maxwell	McConkey
Meyer	Miller, H.	Mommsen	Moore, B.
Moore, T.	Nunn	Oldson	Olson
Ourth	Paulsen	Paustian	Pettengill
Prichard	Rizer	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Sexton
Sheets	Sieck	Smith	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer, Spkr.	Vander Linden
Watts	Wessel-Kroeschell	Wills	Winckler
Windschitl	Wolfe	Worthan	Miller, L., Presiding

The nays were, none.

Absent or not voting, 4:

Berry Finkenauer Hanson Hanusa

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

Dawson of Woodbury in the chair at 3:26 p.m.

Unfinished Business Calendar

[Senate File 2259](#), a bill for an act concerning treatment of a person with a serious mental impairment who fails to comply with an outpatient treatment order, with report of committee recommending amendment and passage, was taken up for consideration.

Gustafson of Madison offered amendment [H-8099](#) filed by the committee on Human Resources and moved its adoption.

The committee amendment [H-8099](#) was adopted.

Gustafson of Madison 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. 2259](#))

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Best	Branhagen	Brown-Powers	Byrnes
Carlson	Cohoon	Cownie	Deyoe
Dolecheck	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Heartsill	Heaton	Heddens
Hein	Highfill	Holt	Holz
Hunter	Huseman	Isenhart	Jacoby
Jones	Jorgensen	Kaufmann	Kearns
Kelley	Klein	Koester	Kooiker
Kressig	Landon	Lensing	Lykam
Mascher	Maxwell	McConkey	Meyer
Miller, H.	Miller, L.	Mommsen	Moore, B.

Moore, T.	Nunn	Oldson	Olson
Ourth	Paulsen	Paustian	Pettengill
Prichard	Rizer	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Sexton
Sheets	Sieck	Smith	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer, Spkr.	Vander Linden
Watts	Wessel-Kroeschell	Wills	Winckler
Windschitl	Wolfe	Worthan	Dawson, Presiding

The nays were, none.

Absent or not voting, 4:

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

Byrnes of Mitchell in the chair at 3:38 p.m.

Ways and Means Calendar

[House File 2443](#), a bill for an act relating to the programs and duties of the economic development authority by making changes relative to the use of life cycle cost analyses, by making technical changes related to the high quality jobs program, by making changes relative to authority assistance for certain federal small business programs, by allowing counties, cities, and the authority to amend certain economic development enterprise zones agreements, and by making changes to the historic preservation and cultural and entertainment district tax credit, including transferring administrative oversight of the tax credit from the department of cultural affairs to the economic development authority, and including effective date provisions, was taken up for consideration.

Nunn of Polk asked and received unanimous consent to withdraw amendment [H-8151](#) filed by him on March 29, 2016.

Nunn of Polk offered amendment [H-8153](#) filed by him.

Nunn of Polk offered amendment [H-8169](#), to amendment [H-8153](#), filed by him from the floor and moved its adoption.

Amendment [H-8169](#), to amendment [H-8153](#), was adopted.

Isenhart of Dubuque rose on a point of order that amendment [H-8153](#), as amended, was not germane.

The Speaker ruled the point not well taken and amendment [H-8153](#), as amended, germane.

Nunn of Polk moved the adoption of amendment [H-8153](#), as amended.

Amendment [H-8153](#), as amended, was adopted.

Nunn of Polk asked and received unanimous consent to withdraw amendment [H-8160](#) filed by him on April 5, 2016.

Nunn of Polk offered amendment [H-8168](#) filed by him from the floor and moved its adoption.

Amendment [H-8168](#) was adopted.

R. Taylor of Dallas 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. 2443](#))

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Best	Branhagen	Brown-Powers	Carlson
Cohoon	Cownie	Dawson	Deyoe
Dolecheck	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Gustafson	Hagenow	Hall
Heartsill	Heaton	Heddens	Hein
Highfill	Holt	Holz	Hunter
Huseman	Isenhart	Jacoby	Jones
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kooiker	Kressig
Landon	Lensing	Lykam	Mascher
Maxwell	McConkey	Meyer	Miller, H.
Miller, L.	Mommsen	Moore, B.	Moore, T.
Nunn	Oldson	Olson	Ourth
Paulsen	Paustian	Pettengill	Prichard

Rizer	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Sexton	Sheets
Sieck	Smith	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer, Spkr.	Vander Linden	Watts
Wessel-Kroeschell	Wills	Winckler	Windschitl
Wolfe	Worthan	Byrnes, Presiding	

The nays were, 1:

Grassley

Absent or not voting, 4:

Berry	Finkenauer	Hanson	Hanusa
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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 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw [House File 2412](#) from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Berry of Black Hawk	Finkenauer of Dubuque
Hanson of Jefferson	Hanusa of Pottawattamie

IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2443, 2449** and [Senate File 2259](#).

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 6, 2016, amended and passed the following bill in which the concurrence of the House is asked:

[House File 493](#), a bill for an act relating to the right of residents, owners, tenants, and landlords to summon emergency assistance and preempting related local ordinances, rules, and regulations.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2270](#), a bill for an act including fathers whose paternity has been lawfully established in the definition of parent for the purposes of juvenile justice proceedings.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2335](#), a bill for an act relating to civil law provisions, including notice requirements for the disposition of the real property of an estate, notice and document delivery under the trust code, the powers of an agent under a power of attorney, and liability for refusing to accept an acknowledged power of attorney, and including effective date and retroactive and other applicability provisions.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2344](#), a bill for an act requiring that agreements to terminate farm tenancies be in writing.

Also: That the Senate has on April 6, 2016, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2373](#), a bill for an act relating to the organization and administration of limited partnerships and limited liability companies doing business in Iowa.

Also: That the Senate has on April 6, 2016, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2399](#), a bill for an act relating to domestic abuse and other offenses involving a domestic relationship, and providing penalties.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2415](#), a bill for an act concerning veterans preference information.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2429](#), a bill for an act concerning gambling game licensure fees, and including penalty and applicability provisions.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2437](#), a bill for an act relating to matters under the purview of the department of transportation, providing fees, and making penalties applicable.

Also: That the Senate has on April 6, 2016, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 503](#), a bill for an act relating to certain fees collected by the county sheriff.

Also: That the Senate has on April 6, 2016, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

[Senate File 2061](#), a bill for an act relating to the legal representation of indigent persons in criminal proceedings.

Also: That the Senate has on April 6, 2016, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2185](#), a bill for an act relating to a criminal trespass that results in a violation of a person's expectation of privacy, and modifying penalties for invasion of privacy.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the House is asked:

[Senate File 2188](#), a bill for an act relating to prescription authority for certain psychologists and making penalties applicable.

Also: That the Senate has on April 6, 2016, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2219](#), a bill for an act requiring carbon monoxide alarms in certain dwellings and multiple-unit residential buildings, making penalties applicable, and including effective date provisions.

Also: That the Senate has on April 6, 2016, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2228](#), a bill for an act relating to the activities of motor vehicle dealers and wholesalers, including the electronic submission of applications for motor vehicle registration and issuance of certificates of title, the use of licenses and advertisements, the furnishing of surety bonds, and the assessment of documentary fees, and making a penalty applicable.

Also: That the Senate has on April 6, 2016, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2233](#), a bill for an act creating the uniform deployed parents custody and visitation Act, and repealing current Code provisions relating to parents on active military duty.

Also: That the Senate has on April 6, 2016, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2260](#), a bill for an act relating to disclosure of ownership and control information for nonprofit corporations under the Medicaid program, and including effective date provisions.

Also: That the Senate has on April 6, 2016, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2273](#), a bill for an act relating to licensure of home food establishments.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the House is asked:

[Senate File 2306](#), a bill for an act establishing the facilitating business rapid response to state-declared disasters Act, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 6, 2016, passed the following bill in which the concurrence of the House is asked:

[Senate File 2308](#), a bill for an act relating to economic development by establishing an enhance Iowa board to assume the powers and duties of the vision Iowa board and additional powers and duties, establishing an enhance Iowa fund, establishing a sports tourism program and fund, making appropriations, and including transition provisions.

MICHAEL E. MARSHALL, Secretary

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 6, 2016, he approved and transmitted to the Secretary of State the following bills:

[House File 228](#), an Act relating to transitional coaching authorizations issued by the board of educational examiners and making penalties applicable.

[House File 588](#), an Act relating to the issuance of persons with disabilities removable windshield parking placards, and including effective date and applicability provisions.

[House File 617](#), an Act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

[House File 2282](#), an Act relating to the appointment of guardian ad litem in an adoption proceeding.

[House File 2283](#), an Act relating to carrying a firearm while operating or riding on a snowmobile or an all-terrain vehicle.

[House File 2341](#), an Act relating to the operation of certain schools under the purview of the college student aid commission.

[House File 2345](#), an Act relating to annual reports by county engineers and the department of transportation, including reports on the use of road use tax fund moneys to replace or repair structurally deficient bridges under county jurisdiction.

[House File 2359](#), an Act relating statutory corrections which may adjust language to reflect current practices, insert earlier omission, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions.

[House File 2363](#), an Act relating to member attendance at a closed session of a governmental body.

[House File 2370](#), an Act relating to exemptions from registration of postsecondary schools by the college student aid commission.

[House File 2385](#), an Act relating to littering and illegal dumping and modifying penalties.

[Senate File 174](#), an Act establishing the state percent of growth and including effective date provisions.

[Senate File 175](#), an Act establishing the categorical state percent of growth and including effective date provisions.

[Senate File 378](#), an Act relating to reimbursement of defense costs of peace officers and corrections officers.

[Senate File 2022](#), an Act relating to criminal jurisdiction on the sac and fox Indian settlement.

[Senate File 2059](#), an Act relating to persons on probation, parole, or work release at the violator facility or a residential facility operated by the judicial district department of correctional services.

[Senate File 2102](#), an Act relating to access to the information program for drug prescribing and dispensing administered by the board of pharmacy.

[Senate File 2110](#), an Act relating to persons examining and obtaining their own criminal history data.

[Senate File 2111](#), an Act providing that certain peace officers and law enforcement officials are not required to use a notarial stamp when administering oaths or acknowledging signatures.

[Senate File 2144](#), an Act relating to the disclosure of behavioral health information for the purpose of patient care coordination, and including effective date provisions.

[Senate File 2147](#), an Act including certain board of regents institution peace officers and civil commitment unit for sex offenders employees in the protection occupation category of the Iowa public employees' retirement system.

[Senate File 2162](#), an Act providing for the use of an electronic filing system for administrative proceedings by the administrative hearings division of the department of inspection and appeals.

[Senate File 2164](#), an Act relating to the expungement of criminal offenses for alcohol consumption in public, public intoxication, simulated public intoxication, or similar local ordinances, or when finding of contempt has been entered, and including applicability provisions.

[Senate File 2194](#), an Act concerning administrative law judges appointed or employed by the public employment relations board.

[Senate File 2214](#), an Act relating to the dispensing of additional quantities of a prescription within the limitations of the prescription.

[Senate File 2218](#), an Act relating to the possession and administration of emergency drugs by first responders and other persons in the position to assist for purposes of treating drug overdose victims and including contingent implementation provisions.

[Senate File 2242](#), an Act relating to the administration of city elections by permitting the county commissioner of elections to designate a city clerk to receive city candidate filings.

[Senate File 2258](#), an Act concerning child welfare, including provisions relating to children under the custody, control, and supervision of the department of human services and provisions relating to children who are sex trafficking victims.

[Senate File 2276](#), an Act relating to the standards for land surveying, including requirements for recorded document formatting, monument preservation certificates, and retracement plats of survey.

AMENDMENTS FILED

H-8162	S.F. 2304	Gaines of Polk Kaufmann of Cedar
H-8163	S.F. 2304	Gaines of Polk Lensing of Johnson
H-8164	H.F. 2449	Jones of Clay Pettengill of Benton
H-8165	H.F. 2446	Heddens of Story

H-8166	H.F. 2435	R. Taylor of Dallas
H-8167	S.F. 2061	Senate Amendment
H-8168	H.F. 2443	Nunn of Polk
H-8169	H.F. 2443	Nunn of Polk
H-8170	H.F. 493	Senate Amendment
H-8171	H.F. 2373	Senate Amendment
H-8172	H.F. 2451	Wills of Dickinson
H-8173	H.F. 2451	Wills of Dickinson
H-8174	H.F. 2399	Senate Amendment

On motion by Hagenow of Polk, the House adjourned at 4:01 p.m., until 8:30 a.m., Thursday, April 7, 2016.