

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, JANUARY 18, 2005

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

NINTH CALENDAR DAY
SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 18, 2005

The Senate met in regular session at 1:04 p.m., President Kibbie presiding.

Prayer was offered by the Reverend Joshua Sherman, pastor of the Faith Baptist Church in Oelwein, Iowa. He was the guest of Senator Brunkhorst.

The Pledge of Allegiance was led by Senate Page Kasey Friedrichsen.

The Journal of Friday, January 14, 2005, was approved.

ADJOURNMENT

On motion of Senator Iverson, the Senate adjourned at 1:10 p.m. until 8:30 a.m., Wednesday, January 19, 2005.

APPENDIX**CERTIFICATES OF RECOGNITION**

The Secretary of the Senate issued the following certificates of recognition:

Senator Dennis H. Black, Grinnell—For his 35 years of service to the Jasper County Conservation Board. Senator Kibbie (1/18/05).

Jared Bohr, Riceville High School Ag Team, Riceville—For finishing in 17th place in the National Commodity Marketing Competition. Senator Ragan (1/18/05).

Zachary A. Campbell, Waterloo—For achieving the rank of Eagle Scout. Senator Dotzler (1/18/05).

Paul B. Ebsen, Sioux City—For achieving the rank of Eagle Scout. Senator Warnstadt (1/18/05).

Lewis Houser, Riceville High School Ag Team, Riceville—For finishing in 17th place in the National Commodity Marketing Competition. Senator Ragan (1/18/05).

Levi Sprung, Riceville High School Ag Team, Riceville—For finishing in 2nd place in the National Commodity Marketing Competition. Senator Ragan (1/18/05).

Adam Theis, Riceville High School Ag Team, Riceville—For finishing in 2nd place in the National Commodity Marketing Competition. Senator Ragan (1/18/05).

Barry Wilberding, Riceville High School Ag Team, Riceville—For finishing in 17th place in the National Commodity Marketing Competition. Senator Ragan (1/18/05).

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

BOARD OF EDUCATION

Student Achievement and Accountability Annual Report, pursuant to Iowa Code section 284.12(1). Report received on January 18, 2005.

Team-Based Variable Pay: A Report of the Iowa Pilot Project, pursuant to Iowa Code section 284.11. Report received on January 18, 2005.

DEPARTMENT OF ELDER AFFAIRS

Office of the Long-Term Care Ombudsman 2004 Annual Report, pursuant to 321 Iowa Administrative Code section 8.5(3)e. Report received on January 18, 2005.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: January 18, 2005, 3:35 p.m.

Members Present: Connolly and McKinley, Co-chairs; Angelo, Beall, Boettger, Kreiman, Mulder, Quirnbach, Schoenjahn, Ward, and Wood.

Members Absent: Brunkhorst, Dvorsky, and Lamberti (all excused).

Committee Business: Approved [SSB 1019](#).

Adjourned: 4:05 p.m.

STATE GOVERNMENT

Convened: January 18, 2005, 2:30 p.m.

Members Present: Horn and McKibben, Co-chairs; Black, Brunkhorst, Connolly, Danielson, Hancock, Hatch, Kettering, Kibbie, Miller, Tinsman, Ward, Wieck, Wood, and Ziemann.

Members Absent: None.

Committee Business: Presentations by IPERS and Milliman USA.

Adjourned: 3:35 p.m.

INTRODUCTION OF BILLS

[Senate File 33](#), by McCoy, a bill for an act prohibiting the issuance of new licenses to conduct gambling games near a horse racetrack enclosure and providing an effective date.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 34](#), by Kreiman, a bill for an act providing an appropriation for the older Iowans legislature.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 35, by Kibbie, a bill for an act establishing daylight saving time as the official time in this state throughout the year.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 36, by committee on Education, a bill for an act providing for the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1019 Education

Providing for the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

SSB 1020 Local Government

Relating to city licensing of transient merchants.

SSB 1021 Ethics

Relating to the Senate Rules Governing Lobbyists and their interactions with the Senate and members of the Senate during the Eighty-First General Assembly.

SSB 1022 Ethics

Relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-first General Assembly.

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 3

RULES AND ADMINISTRATION: Gronstal and Iverson, Co-chairs; Kibbie and Lamberti

Senate File 7

EDUCATION: Brunkhorst and Dvorsky, Co-chairs; Schoenjahn and Ward

Senate File 13

BUSINESS AND LABOR RELATIONS: Courtney and McKibben, Co-chairs; Behn and Dotzler

Senate File 23

EDUCATION: Beall and Boettger, Co-chairs; Connolly and Mulder

SSB 1019

EDUCATION: Connolly and McKinley, Co-chairs; Mulder and Wood

SSB 1020

LOCAL GOVERNMENT: Houser and McCoy, Co-chairs; Mulder and Rielly

SSB 1021

ETHICS: Dearden and Lamberti, Co-chairs; Kibbie and Mulder

SSB 1022

ETHICS: Kibbie and Lamberti, Co-chairs; Connolly and McKibben

FINAL COMMITTEE REPORT OF BILL ACTION

EDUCATION

Bill Title: SENATE FILE 36 (SSB 1019), a bill for an act providing for the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Connolly, McKinley, Angelo, Beall, Boettger, Kreiman, Mulder, Quirnbach, Schoenjahn, Ward, and Wood. Nays, none. Absent, 3: Brunkhorst, Dvorsky, and Lamberti.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED

S-3001

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Paul McKinley