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**STATE OF IOWA**

**Senate Journal**

**MONDAY, FEBRUARY 28, 2005**

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## **JOURNAL OF THE SENATE**

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FIFTIETH CALENDAR DAY  
TWENTY-NINTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, February 28, 2005

The Senate met in regular session at 1:03 p.m., President Kibbie presiding.

Prayer was offered by the Reverend Elsa Lawry, pastor of the United Methodist Church in State Center, Iowa. She was the guest of Senator McKibben.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Senate Page Elizabeth Beadle.

The Journal of Thursday, February 24, 2005, was approved.

### **ADJOURNMENT**

On motion of Senator Iverson, the Senate adjourned at 1:09 p.m. until 8:30 a.m., Tuesday, March 1, 2005.

## APPENDIX

### CERTIFICATES OF RECOGNITION

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

Mr. and Mrs. Paul and Margaret Brim, Webster City—For celebrating your 70th wedding anniversary. Senator Iverson (2/28/05).

Becky Hacker-Kluver, Webster City—For being named the 2005 Iowa Middle Level Principal of the Year. Senator Iverson (2/28/05).

### REPORTS OF COMMITTEE MEETINGS

#### EDUCATION

**Convened:** February 28, 2005, 2:05 p.m.

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

**Members Absent:** Larson and Ward (both excused).

**Committee Business:** Passed [SF 46](#) (as amended).

**Adjourned:** 2:30 p.m.

#### TRANSPORTATION

**Convened:** February 28, 2005, 3:00 p.m.

**Members Present:** McCoy and Putney, Co-chairs; Beall, Danielson, Dearden, Fraise, Hahn, Kettering, Shull, Warnstadt, and Zieman.

**Members Absent:** Ward (excused).

**Committee Business:** Discussed SSBs 1171 and 1172.

**Adjourned:** 3:40 p.m.

#### WAYS AND MEANS

**Convened:** February 28, 2005, 1:35 p.m.

**Members Present:** Bolkcom and Zieman, Co-chairs; Connolly, Danielson, Hahn, McCoy, McKibben, McKinley, Quirnbach, Seng, Stewart, and Zaun.

**Members Absent:** Dotzler, Larson, Miller, and Wieck (all excused).

**Committee Business:** Approved Governor's appointee.

**Adjourned:** 1:40 p.m.

## INTRODUCTION OF BILLS

[Senate File 221](#), by Dotzler, a bill for an act encouraging community investment in before and after school programs by allowing school districts to request additional allowable growth and providing for related matters.

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

[Senate File 222](#), by Dotzler, a bill for an act relating to a midwest interstate passenger rail compact and providing an effective date.

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

[Senate File 223](#), by Mulder, a bill for an act relating to the publishing of notice of recommendations to grant permits for diversion, storage, and withdrawal of water.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

[Senate File 224](#), by Bolkcom, a bill for an act relating to childhood obesity and foods and beverages sold and served on public school campuses, providing for a task force, and providing an effective date.

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

[Senate File 225](#), by Tinsman, a bill for an act relating to reimbursement under the medical assistance program for services provided in a provider-based practice that includes nonphysician practitioners.

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

[Senate File 226](#), by Tinsman, a bill for an act relating to permissible utilization of laser, pulsed light, and radio frequency devices, and providing a penalty.

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

[Senate File 227](#), by Warnstadt, a bill for an act providing license and permit sanctions for specified violations involving a retail liquor control license, wine permit, or beer permit.

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

[Senate File 228](#), by Gronstal, a bill for an act to prohibit the printing of credit card numbers and expiration dates on sales receipts and providing a penalty.

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

[Senate File 229](#), by Johnson, a bill for an act relating to the regulation and registration of certain vessels, the operation of certain vessels by minors, inspections of certain vessels, the operation of vessels for hire or commercial vessels, providing for penalties, and appropriating the moneys collected from certain registration fee increases to the state fish and game protection fund.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

#### STUDY BILLS RECEIVED

[SSB 1225](#)      **Commerce**

Relating to the operation of credit unions, by regulating the conduct of business in other states, by eliminating a membership qualification, and by providing for the preservation of records.

**SSB 1226 Commerce**

Providing for the regulation of persons engaged in soliciting business opportunities, including franchises.

**SSB 1227 Commerce**

Specifying testing substances for private sector employee drug testing.

**SSB 1228 Judiciary**

Relating to the use of moneys deposited into the inmate labor fund.

**SSB 1229 Judiciary**

Creating an alternative dispute resolution process in residential construction defect cases and providing a penalty.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 171**

HUMAN RESOURCES: Kreiman and Seymour, Co-chairs; Hatch and Tinsman

**Senate File 181**

HUMAN RESOURCES: Bolkcom and Johnson, Co-chairs; Houser and Wood

**Senate File 186**

HUMAN RESOURCES: Hatch and Seymour, Co-chairs; Boettger and Bolkcom

**Senate File 198**

JUDICIARY: Tinsman and Warnstadt, Co-chairs; Boettger and Hancock

**Senate File 202**

JUDICIARY: Brunkhorst and Schoenjahn, Co-chairs; Kreiman and Miller

**Senate File 204**

JUDICIARY: Ward and Warnstadt, Co-chairs; Hancock and Zaun

[Senate File 207](#)

JUDICIARY: Dvorsky and Tinsman, Co-chairs; Kreiman and Larson

[Senate File 208](#)

JUDICIARY: Dvorsky and Tinsman, Co-chairs; Kreiman and Ward

[Senate File 209](#)

COMMERCE: McCoy and McKinley, Co-chairs; Courtney and Larson

[Senate File 212](#)

JUDICIARY: Horn and Zaun, Co-chairs; Brunkhorst and Kreiman

[Senate File 217](#)

COMMERCE: Bolkom and Kettering, Co-chairs; Stewart and Zaun

[House File 141](#)

BUSINESS AND LABOR RELATIONS: Seng and Shull, Co-chairs; Horn and Seymour

[House File 228](#)

JUDICIARY: Hancock and Larson, Co-chairs; Kreiman and Tinsman

[House File 275](#)

JUDICIARY: Fraise and Tinsman, Co-chairs; Brunkhorst and Kreiman

[House File 332](#)

COMMERCE: Beall and Zaun, Co-chairs; Kettering and Rielly

[SSB 1225](#)

COMMERCE: Bolkom and Larson, Co-chairs; Rielly and Zaun

[SSB 1226](#)

COMMERCE: Beall and Larson, Co-chairs; McKinley and Rielly

[SSB 1227](#)

COMMERCE: Courtney and Wieck, Co-chairs; Bolkom and Zaun

[SSB 1228](#)

JUDICIARY: Hancock and Ward, Co-chairs; Horn and Miller

[SSB 1229](#)

JUDICIARY: Kreiman and Tinsman, Co-chairs; Miller and Schoenjahn

**GOVERNOR'S APPOINTEES PLACED ON  
EN BLOC CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Calendar with recommendations for confirmation:

**HUMAN RESOURCES**

Kenneth Fann – Board of Behavioral Science Examiners

**WAYS AND MEANS**

Heather Kramer – Iowa Finance Authority

**AMENDMENT FILED**

[S-3004](#)      [S.F. 220](#)      Steve Warnstadt