

PROOF

STATE OF IOWA

Senate Journal

MONDAY, APRIL 18, 2005

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JOURNAL OF THE SENATE

NINETY-NINTH CALENDAR DAY
FIFTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 18, 2005

The Senate met in regular session at 1:05 p.m., President Lamberti presiding.

Prayer was offered by Keith Huhn of Nevada who sang "A Mighty Fortress." He is the husband of Marci Huhn who serves as a legislative secretary to Senator Behn. He was the guest of Senator Iverson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Victoria Lee.

The Journal of Thursday, April 14, 2005, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 14, 2005, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 350, a bill for an act relating to the suspension of a child support obligation. (**S-3130**)

ALSO: That the House has on April 14, 2005, **passed** the following bill in which the concurrence of the Senate is asked:

House File 820, a bill for an act concerning state liquor activities, including liquor prices set by the alcoholic beverages division, moneys appropriated from liquor sale revenues for substance abuse

treatment, and state liquor warehouse and trucking operations and providing an effective date.

Read first time and referred to committee on **Appropriations**.

INTRODUCTION OF RESOLUTIONS

[Senate Concurrent Resolution 13](#), by Ragan, Boettger, Gronstal, Ward, Tinsman, Lundby, Angelo, Zieman, Danielson, Courtney, Dearden, Kreiman, Stewart, Hancock, and Lamberti, a concurrent resolution relating to cervical cancer awareness, and recognizing efforts by the Iowa Department of Public Health and the Iowa Consortium for Comprehensive Cancer Control in promoting that awareness.

Read first time and referred to committee on **Rules and Administration**.

[Senate Resolution 41](#), by Larson, Warnstadt, Iverson, and Gronstal, a resolution to recognize the life and accomplishments of Colonel Virgil D. Olson, United States Marine Corps-Retired.

Read first time and referred to committee on **Rules and Administration**.

[Senate Resolution 42](#), by Hahn, a resolution honoring America's Vietnam veterans.

Read first time and referred to committee on **Rules and Administration**.

[Senate Resolution 43](#), by Danielson, Dotzler, Warnstadt, Gronstal, Courtney, Horn, Dvorsky, Connolly, Seymour, Kettering, Miller, Wieck, McKibben, Hancock, Iverson, Zieman, Lamberti, Angelo, Gaskill, Johnson, Brunkhorst, Ward, Boettger, Putney, Mulder, Shull, Zaun, Behn, Hahn, Seng, Hatch, and Fraise, a resolution to recognize Dennis Clark and his associates for their service to wounded veterans of the Iraq war.

Read first time and referred to committee on **Rules and Administration**.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:18 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 1:25 p.m., President Lamberti presiding.

The Senate stood at ease at 1:26 p.m. until the fall of the gavel.

The Senate resumed session at 1:44 p.m., President Lamberti presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:45 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 1:50 p.m., President Lamberti presiding.

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 42](#), a resolution honoring America's Vietnam veterans.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Iverson, Angelo, Boettger, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 1: Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE RESOLUTION 43](#), a resolution to recognize Dennis Clark and his associates for their service to wounded veterans of the Iraq war.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Iverson, Angelo, Boettger, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 1: Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**CONSIDERATION OF RESOLUTIONS
(Regular Calendar)**

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolutions 42 and 43.

Senate Resolution 42

On motion of Senator Hahn, **Senate Resolution 42**, a resolution honoring America's Vietnam veterans, with report of committee recommending passage, was taken up for consideration.

Senator Hahn moved the adoption of **Senate Resolution 42**, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Hahn welcomed a group of Vietnam veterans who were present in the Senate chamber.

The Senate rose and expressed its appreciation for the military service of these men and women.

Senate Resolution 43

On motion of Senator Danielson, **Senate Resolution 43**, a resolution to recognize Dennis Clark and his associates for their service to wounded veterans of the Iraq war, with report of committee recommending passage, was taken up for consideration.

Senator Danielson moved the adoption of **Senate Resolution 43**, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Danielson introduced Dennis Clark, a leader in the field of orthotics and prosthetics, and his wife. Mr. Clark and his associates have been working with wounded Iraqi war veterans.

The Senate rose and expressed its appreciation.

The Senate stood at ease at 2:08 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:06 p.m., President Pro Tempore McKibben presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Courtney, for the day, on request of Senator Gronstal; and Senator Larson, until he arrives, on request of Senator Behn.

HOUSE AMENDMENT CONSIDERED

[Senate File 365](#)

Senator Ragan called up for consideration [Senate File 365](#), a bill for an act relating to the application deadline for certification of enterprise zones, amended by the House in House amendment [S-3117](#), filed April 13, 2005.

Senator Ragan moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Ragan moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 365](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck
Dearden	Johnson	Quirnbach	Wood
Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

Courtney Larson

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 37](#).

[Senate Resolution 37](#)

On motion of Senator Ragan, [Senate Resolution 37](#), a resolution honoring the city of Riceville on its sesquicentennial, with report of committee recommending passage, was taken up for consideration.

Senator Ragan moved the adoption of [Senate Resolution 37](#), which motion prevailed by a voice vote.

HOUSE AMENDMENT CONSIDERED

[Senate File 325](#)

Senator Angelo called up for consideration [Senate File 325](#), a bill for an act relating to the procedures and duties of the judicial branch, including sending notices and reports, and providing an effective

date, amended by the House, and moved that the Senate concur and vote "No" in House amendment [S-3114](#), filed April 13, 2005.

A nonrecord roll call was requested.

The ayes were 3, nays 38.

The motion lost and the Senate **refused to concur** in the House amendment.

HOUSE AMENDMENT CONSIDERED

[Senate File 340](#)

Senator Dearden called up for consideration [Senate File 340](#), a bill for an act relating to motor vehicle registration and driver licensing services provided by county treasurers and providing for the collection of certain fees, fines, and penalties, amended by the House in House amendment [S-3115](#), filed April 13, 2005.

Senator Dearden moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dearden moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 340](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck

Dearden	Johnson	Quirnbach	Wood
Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

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

President Lamberti took the chair at 4:30 p.m.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 403](#).

[Senate File 403](#)

On motion of Senator Lundby, [Senate File 403](#), a bill for an act providing for the receipt of and costs relating to public records requests, was taken up for consideration.

Senator Lundby moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 403](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck
Dearden	Johnson	Quirnbach	Wood

Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

Courtney	Larson
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

**CONSIDERATION OF BILL
(Ways and Means Calendar)**

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 404](#).

[Senate File 404](#)

On motion of Senator Wieck, [Senate File 404](#), a bill for an act providing for county eligibility for state payment of property tax relief moneys and allowed growth funding for mental health, mental retardation, and developmental disabilities services and providing effective and retroactive applicability dates, was taken up for consideration.

Senator Wieck moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 404](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck
Dearden	Johnson	Quirnbach	Wood

Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

Courtney	Larson
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 325, 340, 365, 403, and 404** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 310 and 313.

[House File 310](#)

On motion of Senator Connolly, [House File 310](#), a bill for an act exempting the sale of toys to certain nonprofit organizations from state sales and use taxes, with report of committee recommending passage, was taken up for consideration.

Senator Connolly moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 310](#)), the vote was:

Yeas, 46:

Angelo	Gaskill	Lamberti	Seymour
Beall	Gronstal	Lundby	Shull
Behn	Hahn	McCoy	Stewart
Black	Hancock	McKibben	Tinsman
Boettger	Hatch	McKinley	Ward
Bolkcom	Horn	Miller	Warnstadt

Brunkhorst	Houser	Mulder	Wieck
Connolly	Iverson	Putney	Wood
Danielson	Johnson	Quirnbach	Zaun
Dotzler	Kettering	Ragan	Zieman
Dvorsky	Kibbie	Rielly	
Fraise	Kreiman	Schoenjahn	

Nays, 2:

Dearden Seng

Absent, 2:

Courtney Larson

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

House File 313

On motion of Senator Hahn, [House File 313](#), a bill for an act relating to the establishment of an industrial processing exemption study committee and including an effective date, with report of committee recommending passage, was taken up for consideration.

Senator Hahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 313](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck
Dearden	Johnson	Quirnbach	Wood

Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

Courtney	Larson
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

House File 398

The Senate resumed consideration of [House File 398](#), a bill for an act adding an exemption for colleges and universities established by city ordinance to the requirements relating to the registration of postsecondary school, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 398](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck
Dearden	Johnson	Quirnbach	Wood
Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

Courtney	Larson
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

House File 423

The Senate resumed consideration of [House File 423](#), a bill for an act relating to participation in secondary school interscholastic sports at the varsity and inferior level, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending passage, was taken up for consideration.

Senator Putney withdrew amendment [S-3133](#), filed by him from the floor, to pages 1 and 3 and to the title page of the bill.

Senator Connolly moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 423](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck
Dearden	Johnson	Quirnbach	Wood
Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

Courtney Larson

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 310, 313, 398, and 423** be **immediately messaged** to the House.

CONSIDERATION OF RESOLUTIONS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolutions 29, 30, and 31.

Senate Resolution 29

On motion of Senator Quirnbach, **Senate Resolution 29**, a resolution to recognize Holly Bender, Associate Professor of Veterinary Pathology at Iowa State University, for receiving the Teaching Excellence Award for Basic Sciences from the Student American Veterinary Medicine Association, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved the adoption of **Senate Resolution 29**, which motion prevailed by a voice vote.

Senate Resolution 30

On motion of Senator Quirnbach, **Senate Resolution 30**, a resolution of appreciation to the Iowa Chapter of the American Institute of Architects for designating C.Y. Stephens Auditorium as Iowa's Building of the Century, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved the adoption of **Senate Resolution 30**, which motion prevailed by a voice vote.

Senate Resolution 31

On motion of Senator Quirnbach, **Senate Resolution 31**, a resolution to recognize Joanne Olson of Iowa State University for being named the Outstanding Science Teacher Educator of the Year

by the Association for Science Teacher Education, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved the adoption of [Senate Resolution 31](#), which motion prevailed by a voice vote.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 607](#).

[House File 607](#)

On motion of Senator Hahn, [House File 607](#), a bill for an act relating to emergency services provided to residents of certain townships and including effective date and retroactive applicability date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Hahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 607](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lamberti	Seng
Behn	Gronstal	Lundby	Seymour
Black	Hahn	McCoy	Shull
Boettger	Hancock	McKibben	Stewart
Bolkcom	Hatch	McKinley	Tinsman
Brunkhorst	Horn	Miller	Ward
Connolly	Houser	Mulder	Warnstadt
Danielson	Iverson	Putney	Wieck
Dearden	Johnson	Quirnbach	Wood
Dotzler	Kettering	Ragan	Zaun
Dvorsky	Kibbie	Rielly	Zieman

Nays, none.

Absent, 2:

Courtney	Larson
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

House File 275

On motion of Senator Tinsman, House File 275, a bill for an act relating to the purchase, possession, or consumption of alcohol by a person under legal age, and providing a penalty, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Tinsman withdrew amendment S-3065, filed by the committee on Judiciary on March 29, 2005, to page 1 of the bill.

Senator Kreiman offered amendment S-3091, filed by him on April 6, 2005, to page 1 of the bill, and moved its adoption.

Amendment S-3091 was adopted by a voice vote.

Senator Tinsman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 275), the vote was:

Yeas, 47:

Angelo	Fraise	Kreiman	Seng
Beall	Gaskill	Lamberti	Seymour
Behn	Gronstal	Lundby	Shull
Black	Hahn	McKibben	Stewart
Boettger	Hancock	McKinley	Tinsman
Bolkcom	Hatch	Miller	Ward
Brunkhorst	Horn	Mulder	Warnstadt
Connolly	Houser	Putney	Wieck
Danielson	Iverson	Quirnbach	Wood
Dearden	Johnson	Ragan	Zaun

Dotzler Kettering Rielly Zieman
Dvorsky Kibbie Schoenjahn

Nays, 1:

McCoy

Absent, 2:

Courtney Larson

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 275 and 607** be **immediately messaged** to the House.

UNFINISHED BUSINESS (Deferred April 14, 2005)

[House File 616](#)

The Senate resumed consideration of **[House File 616](#)**, a bill for an act revising requirements applicable to county and multicounty decategorization of child welfare and juvenile justice funding projects, deferred April 14, 2005.

Senator Kreiman offered amendment **[S-3125](#)**, filed by Senators Kreiman and Tinsman on April 14, 2005, to page 3 of the bill, and moved its adoption.

Amendment **[S-3125](#)** was adopted by a voice vote.

Senator Tinsman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (**[H.F. 616](#)**), the vote was:

Yeas, 49:

Angelo	Gaskill	Larson	Seymour
Beall	Gronstal	Lundby	Shull
Behn	Hahn	McCoy	Stewart
Black	Hancock	McKibben	Tinsman
Boettger	Hatch	McKinley	Ward
Bolkcom	Horn	Miller	Warnstadt
Brunkhorst	Houser	Mulder	Wieck
Connolly	Iverson	Putney	Wood
Danielson	Johnson	Quirnbach	Zaun
Dearden	Kettering	Ragan	Zieman
Dotzler	Kibbie	Rielly	
Dvorsky	Kreiman	Schoenjahn	
Fraise	Lamberti	Seng	

Nays, none.

Absent, 1:

Courtney

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

UNFINISHED BUSINESS

[House File 739](#)

On motion of Senator Beall, [House File 739](#), a bill for an act relating to education technology, including the creation of an Iowa learning technology commission and pilot program, and the establishment of a research triangle and clearinghouse, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Kreiman offered amendment [S-3095](#), filed by the committee on Education on April 6, 2005, to pages 1, 2, 4-6, and to the title page of the bill, and moved its adoption.

Amendment [S-3095](#) was adopted by a voice vote.

Senator Beall moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 739](#)), the vote was:

Yeas, 47:

Angelo	Gaskill	Lamberti	Schoenjahn
Beall	Gronstal	Larson	Seng
Behn	Hahn	Lundby	Seymour
Black	Hancock	McCoy	Shull
Boettger	Hatch	McKibben	Stewart
Brunkhorst	Horn	McKinley	Tinsman
Connolly	Houser	Miller	Ward
Danielson	Iverson	Mulder	Wieck
Dearden	Johnson	Putney	Wood
Dotzler	Kettering	Quirnbach	Zaun
Dvorsky	Kibbie	Ragan	Zieman
Fraise	Kreiman	Rielly	

Nays, 2:

Bolkcom Warnstadt

Absent, 1:

Courtney

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

UNFINISHED BUSINESS
(Deferred April 14, 2005)

[House File 753](#)

The Senate resumed consideration of [House File 753](#), a bill for an act requiring certain safety-related information concerning a child to be provided to a parent, guardian, or foster parent or other custodian of a child, deferred April 14, 2005.

Senator Kreiman withdrew amendment [S-3126](#), filed by him on April 14, 2005, to pages 1-3 and to the title page of the bill.

Senator Kreiman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 753](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	Larson	Seymour
Beall	Gronstal	Lundby	Shull
Behn	Hahn	McCoy	Stewart
Black	Hancock	McKibben	Tinsman
Boettger	Hatch	McKinley	Ward
Bolkcom	Horn	Miller	Warnstadt
Brunkhorst	Houser	Mulder	Wieck
Connolly	Iverson	Putney	Wood
Danielson	Johnson	Quirnbach	Zaun
Dearden	Kettering	Ragan	Zieman
Dotzler	Kibbie	Rielly	
Dvorsky	Kreiman	Schoenjahn	
Fraise	Lamberti	Seng	

Nays, none.

Absent, 1:

Courtney

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Zaun, until he returns, on request of Senator Iverson.

UNFINISHED BUSINESS (Deferred April 12, 2005)

[House File 685](#)

The Senate resumed consideration of [House File 685](#), a bill for an act establishing the child identification and protection Act, which prohibits the fingerprinting of children, and providing for exception, deferred April 12, 2005.

Senator Quirnbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 685](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kreiman	Rielly
Beall	Gaskill	Lamberti	Schoenjahn
Behn	Gronstal	Larson	Seng
Black	Hahn	Lundby	Seymour
Boettger	Hancock	McCoy	Shull
Bolkcom	Hatch	McKibben	Stewart
Brunkhorst	Horn	McKinley	Tinsman
Connolly	Houser	Miller	Ward
Danielson	Iverson	Mulder	Warnstadt
Dearden	Johnson	Putney	Wieck
Dotzler	Kettering	Quirnbach	Wood
Dvorsky	Kibbie	Ragan	Zieman

Nays, none.

Absent, 2:

Courtney Zaun

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 616, 685, 739, and 753** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:46 p.m. until 9:00 a.m., Tuesday, April 19, 2005.

APPENDIX

CERTIFICATE OF RECOGNITION

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

Mr. and Mrs. Millie and George Jacoby, Marion—For celebrating your 50th wedding anniversary. Senator Lundby (4/18/05).

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: April 18, 2005, 1:20 p.m.

Members Present: Gronstal and Iverson, Co-chairs; Angelo, Boettger, Dvorsky, Hahn, Kibbie, Lamberti and Ragan.

Members Absent: Courtney (excused).

Committee Business: Passed SCRs 9 and 13 and SRs 34, 39, 42, and 43.

Recessed: 1:25 p.m.

Reconvened: 1:45 p.m.

Adjourned: 1:50 p.m.

WAYS AND MEANS

Convened: April 18, 2005, 5:45 p.m.

Members Present: Bolkcom and Zieman, Co-chairs; Connolly, Danielson, Dotzler, McKibben, McKinley, Miller, Quirnbach, and Stewart.

Members Absent: Hahn, Larson, McCoy, Seng, Wieck, and Zaun (all excused).

Committee Business: Subcommittee assignments.

Adjourned: 5:50 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Concurrent Resolution 14, by Hatch, Danielson, Dotzler, Warnstadt, Seng, Hancock, Rielly, Wood, Schoenjahn, Connolly, Courtney, Quirnbach, Gronstal, Fraise, Black, Stewart, Ragan, Beall, Kreiman, and Dvorsky, a concurrent resolution

designating November 13 through 19, 2005, as Iowa Homeless Awareness Week.

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

Senate Resolution 44, by Hatch, Danielson, Dotzler, Warnstadt, Seng, Hancock, Rielly, Wood, Schoenjahn, Connolly, Courtney, Quirnbach, Gronstal, Fraise, Black, Stewart, Ragan, Beall, Kreiman, and Dvorsky, a resolution protesting the proposed reduction in the federal Community Development Block Grant program.

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

STUDY BILLS RECEIVED

SSB 1312 **Ways and Means**

Providing for an exemption from sales and use taxes for specific items used in livestock and plant production, providing a refund, and including effective and retroactive applicability date provisions.

SSB 1313 **Ways and Means**

Relating to written advice issued by the department of revenue to a particular retailer regarding the collection of state or local sales tax.

SSB 1314 **Ways and Means**

Relating to additional educational funding by increasing the state regular program foundation base per pupil, by modifying the community college operations levy, creating local workforce and economic development funds for community credit, increasing the state cigarette tax, and including effective and applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 41

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

House File 702

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

House File 703

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

House File 836

WAYS AND MEANS: Dotzler and Zaun, Co-chairs; McKinley and Seng

SSB 1312

WAYS AND MEANS: Hahn and Stewart, Co-chairs; Dotzler and McKibben

SSB 1313

WAYS AND MEANS: Danielson and Wieck, Co-chairs; McCoy and Zaun

SSB 1314

WAYS AND MEANS: Connolly and McKibben, Co-chairs; Bolkcom and Zieman

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE CONCURRENT RESOLUTION 9](#), a concurrent resolution relating to the creation of a criminal code revisions legislative study committee.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Iverson, Angelo, Boettger, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 1: Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE CONCURRENT RESOLUTION 13](#), a concurrent resolution relating to cervical cancer awareness, and recognizing efforts by the Iowa Department

of Public Health and the Iowa Consortium for Comprehensive Cancer Control in promoting that awareness.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Iverson, Angelo, Boettger, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 1: Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE RESOLUTION 34](#), a resolution honoring Solon Community Schools coach and teacher Ed Hansen.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Iverson, Angelo, Boettger, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 1: Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE RESOLUTION 39](#), a resolution honoring the North Mahaska Community Schools boys basketball team.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Iverson, Angelo, Boettger, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 1: Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following resolutions and bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 18th day of April, 2005:

Senate Joint Resolutions 6 and 7 and Senate Files 265, 283, 320, 339, 346, and 379.

MICHAEL E. MARSHALL
Secretary of the Senate

BILLS ASSIGNED TO COMMITTEE

President Lamberti announced that **House Files 702** and **703** were assigned to the committee on **Rules and Administration**.

AMENDMENTS FILED

<u>S-3130</u>	<u>S.F. 350</u>	House
<u>S-3131</u>	<u>H.F. 787</u>	David Johnson
<u>S-3132</u>	<u>H.F. 712</u>	John P. Kibbie
<u>S-3133</u>	<u>H.F. 423</u>	John Putney
<u>S-3134</u>	<u>S.F. 402</u>	Herman C. Quirnbach
<u>S-3135</u>	<u>H.F. 787</u>	David Johnson
<u>S-3136</u>	<u>H.F. 740</u>	Frank B. Wood