

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, APRIL 20, 2005

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JOURNAL OF THE SENATE

ONE HUNDRED FIRST CALENDAR DAY
FIFTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 20, 2005

The Senate met in regular session at 8:38 a.m., President Lamberti presiding.

Prayer was offered by Pastor Gale Richards of Colwell United Church of Christ in Colwell and Riceville, Iowa. He was the guest of Senator Ragan.

The Journal of Tuesday, April 19, 2005, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 34](#).

[Senate Resolution 34](#)

On motion of Senator Horn, [Senate Resolution 34](#), a resolution honoring Solon Community Schools coach and teacher Ed Hansen, with report of committee recommending passage, was taken up for consideration.

Senator Horn moved the adoption of [Senate Resolution 34](#), which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Horn introduced Solon Community Schools teacher and coach Ed Hansen and his wife.

The Senate rose and expressed its welcome.

The Senate stood at ease at 8:53 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:18 a.m., President Lamberti presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 20, 2005, **concurred** in the Senate amendment and **passed** the following bill in which the concurrence of the House was asked:

House File 645, a bill for an act relating to the regulation of lotteries, including the definition of a lottery, permissible lotteries by commercial organizations, and the prosecution of violators.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Lundby, until she arrives, on request of Senator Iverson.

UNFINISHED BUSINESS

House File 253

On motion of Senator Kibbie, **House File 253**, a bill for an act relating to governmental ethics and the duties of the Iowa ethics and campaign disclosure board, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Horn offered amendment **S-3088**, filed by the committee on State Government on April 5, 2005, to page 2 of the bill, and moved its adoption.

Amendment [S-3088](#) was adopted by a voice vote.

Senator Shull withdrew amendment [S-3143](#), filed by him on April 19, 2005, to page 4 of the bill.

Senator Kibbie 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. 253](#)), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Lundby

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 Concurrent Resolution 11](#).

[Senate Concurrent Resolution 11](#)

On motion of Senator Tinsman, [Senate Concurrent Resolution 11](#), a concurrent resolution requesting the establishment of a planning

group to develop a plan for unifying the state administration of services utilized by older Iowans age 60 or older, with report of committee recommending passage, was taken up for consideration.

Senator Tinsman offered amendment [S-3147](#), filed by her from the floor to page 2 of the resolution, and moved its adoption.

Amendment [S-3147](#) was adopted by a voice vote.

Senator Tinsman moved the adoption of [Senate Concurrent Resolution 11](#), which motion prevailed by a voice vote.

UNFINISHED BUSINESS

[House File 312](#)

On motion of Senator Wieck, [House File 312](#), a bill for an act relating to campaign finance committee reporting, use of committee funds or property, independent expenditures, and placement of campaign signs, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending passage, 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?" ([H.F. 312](#)), the vote was:

Yeas, 49:

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

Dotzler Kibbie Schoenjahn
Dvorsky Kreiman Seng

Nays, none.

Absent, 1:

Lundby

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 Concurrent Resolution 11](#) and **House Files 253** and **312** be **immediately messaged** to the House.

UNFINISHED BUSINESS

[House File 748](#)

On motion of Senator Wood, [House File 748](#), a bill for an act providing for state employee payroll deductions for qualified tuition program contributions, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending passage, was taken up for consideration.

Senator Connolly withdrew amendment [S-3119](#), filed by him on April 13, 2005, to page 1 of the bill.

Senator Brunkhorst offered amendment [S-3140](#), filed by him on April 19, 2005, to page 1 and to the title page of the bill.

Senator Brunkhorst asked and received unanimous consent that action on amendment [S-3140](#) and [House File 748](#) be **deferred**.

UNFINISHED BUSINESS

[House File 374](#)

On motion of Senator McKibben, [House File 374](#), a bill for an act relating to veterans by providing for the compensation of members of a county commission of veteran affairs, providing for the issuance of combined hunting and fishing licenses to certain veterans, establishing a hepatitis C awareness program for veterans, concerning funds in an account for a state veterans cemetery, and providing an effective date, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending passage, was taken up for consideration.

Senator Warnstadt offered amendment [S-3118](#), filed by Senator Warnstadt, et al., on April 13, 2005, striking and replacing everything after the enacting clause and to the title page of the bill.

Senator Warnstadt offered amendment [S-3127](#), filed by him on April 14, 2005, to page 11 of amendment [S-3118](#), and moved its adoption.

Amendment [S-3127](#) was adopted by a voice vote.

Senator Warnstadt moved the adoption of amendment [S-3118](#), as amended, which motion prevailed by a voice vote.

Senator McKibben 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. 374](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Lamberti	Seymour
Beall	Gaskill	Larson	Shull
Behn	Gronstal	McCoy	Stewart
Black	Hahn	McKibben	Tinsman
Boettger	Hancock	McKinley	Ward
Bolkcom	Hatch	Miller	Warnstadt
Brunkhorst	Horn	Mulder	Wieck
Connolly	Houser	Putney	Wood
Courtney	Iverson	Quirnbach	Zaun

Danielson	Johnson	Ragan	Zieman
Dearden	Kettering	Rielly	
Dotzler	Kibbie	Schoenjahn	
Dvorsky	Kreiman	Seng	

Nays, none.

Absent, 1:

Lundby

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

President Pro Tempore McKibben took the chair at 10:52 a.m.

HOUSE AMENDMENT CONSIDERED

[Senate File 57](#)

Senator Schoenjahn called up for consideration [Senate File 57](#), a bill for an act authorizing the appointment of a nine-member city zoning board of adjustment, amended by the House in House amendment [S-3146](#), filed April 19, 2005.

Senator Schoenjahn 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 Schoenjahn 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. 57](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Lamberti	Seymour
Beall	Gaskill	Larson	Shull
Behn	Gronstal	McCoy	Stewart
Black	Hahn	McKibben	Tinsman
Boettger	Hancock	McKinley	Ward

Bolkcom	Hatch	Miller	Warnstadt
Brunkhorst	Horn	Mulder	Wieck
Connolly	Houser	Putney	Wood
Courtney	Iverson	Quirnbach	Zaun
Danielson	Johnson	Ragan	Zieman
Dearden	Kettering	Rielly	
Dotzler	Kibbie	Schoenjahn	
Dvorsky	Kreiman	Seng	

Nays, none.

Absent, 1:

Lundby

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

UNFINISHED BUSINESS

House File 682

On motion of Senator Kreiman, House File 682, a bill for an act relating to the assessment of a civil penalty upon the entry of a deferred judgment, 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-3103, filed by the committee on Judiciary on April 11, 2005, to pages 1 and 2 and to the title page of the bill.

Senator Kreiman called for the following division of amendment S-3103:

Division S-3103A: Page 1, lines 36–48; and

Division S-3103B: Page 1, lines 3–35 and 49 and 50, and page 2, lines 1–18.

Senator Kreiman withdrew amendment S-3103A.

Senator Kreiman moved the adoption of amendment S-3103B, which motion prevailed by a voice vote.

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. 682](#)), the vote was:

Yeas, 48:

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

Nays, 1:

Quirnbach

Absent, 1:

Lundby

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 57](#) and **House Files 374** and **682** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:20 a.m. until the completion of a meeting of the committee on Appropriations.

APPENDIX — 1**CERTIFICATES OF RECOGNITION**

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

Mr. and Mrs. Delmar and Barbara Bunch, Council Bluffs—For celebrating your 50th wedding anniversary. Senator Gronstal (4/20/05).

Mr. and Mrs. Stan and Audrey Bruner, Council Bluffs—For celebrating your 60th wedding anniversary. Senator Gronstal (4/20/05).

Cedar County—For the 50th anniversary of the creation of the County Conservation Board. Senator Hahn (4/20/05).

Mr. and Mrs. Mark and LaVerna Maguire, Council Bluffs—For celebrating your 60th wedding anniversary. Senator Gronstal (4/20/05).

Mr. and Mrs. Wesley and Janice Mortensen, Council Bluffs—For celebrating your 50th wedding anniversary. Senator Gronstal (4/20/05).

Muscatine County—For the 50th anniversary of the creation of the County Conservation Board. Senator Hahn (4/20/05).

Mr. and Mrs. Claire and Myrtle Walck, Council Bluffs—For celebrating your 63rd wedding anniversary. Senator Gronstal (4/20/05).

REPORT OF COMMITTEE MEETING**GOVERNMENT OVERSIGHT**

Convened: April 19, 2005, 11:10 a.m.

Members Present: Courtney and Lundby, Co-chairs

Members Absent: Connolly and Wieck (both excused).

Committee Business: Presentation by Iowa State County Treasurers Association.

Adjourned: 12:50 p.m.

INTRODUCTION OF BILLS

Senate File 408, by committee on Ways and Means, a bill for an act relating to the exemption from property taxation of certain low-rent housing and including effective date and applicability date provisions.

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

[Senate File 409](#), by committee on Ways and Means, a bill for an act relating to financial transactions including the sale of specific items used in livestock and plant production, providing for an exemption and refund of sales and use taxes, providing for a maximum finance charge on consumer loans secured by a certificate of title to a motor vehicle, making penalties applicable, and including an effective and retroactive applicability date provision.

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

[Senate File 410](#), by committee on Ways and Means, a bill for an act relating to the transferability of eligible housing business tax credits for new housing investment under the enterprise zone program.

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

SUBCOMMITTEE ASSIGNMENTS

[Senate File 407](#)

WAYS AND MEANS: Stewart and Wieck, Co-chairs; Bolkcom and Larson

[House File 844](#)

WAYS AND MEANS: Dotzler and Ziemann, Co-chairs; Danielson and McKibben

[House File 853](#)

WAYS AND MEANS: McKinley and Quirnbach, Co-chairs; Connolly and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: [SENATE FILE 408](#) (formerly [SF 278](#)), a bill for an act relating to the exemption from property taxation of certain low-rent housing and including effective date and applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Zieman, Connolly, Danielson, Dotzler, Hahn, Larson, McCoy, McKibben, McKinley, Miller, Quirnbach, Seng, Stewart, and Zaun. Nays, none. Absent, 1: Wieck.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 409 \(SSB 1312\)](#), a bill for an act relating to financial transactions including the sale of specific items used in livestock and plant production, providing for an exemption and refund of sales and use taxes, providing for a maximum finance charge on consumer loans secured by a certificate of title to a motor vehicle, making penalties applicable, and including an effective and retroactive applicability date provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Zieman, Connolly, Danielson, Dotzler, Hahn, Larson, McCoy, McKibben, McKinley, Miller, Quirnbach, Seng, Stewart, and Zaun. Nays, none. Absent, 1: Wieck.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 409](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 410 \(SSB 1095\)](#), a bill for an act relating to the transferability of eligible housing business tax credits for new housing investment under the enterprise zone program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Zieman, Connolly, Danielson, Dotzler, Hahn, Larson, McCoy, McKibben, McKinley, Miller, Quirnbach, Seng, Stewart, and Zaun. Nays, none. Absent, 1: Wieck.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 410](#), and they were attached to the committee report.

AFTERNOON SESSION

The Senate reconvened at 2:21 p.m., Senator Zieman presiding.

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 44 present, 6 absent, and a quorum present.

President Lamberti took the chair at 2:52 p.m.

BUSINESS PENDING

House File 748

The Senate resumed consideration of House File 748, a bill for an act providing for state employee payroll deductions for qualified tuition program contributions, and amendment S-3140, previously deferred.

Senator Brunkhorst moved the adoption of amendment S-3140.

A record roll call was requested.

On the question "Shall amendment S-3140 be adopted?" (H.F. 748), the vote was:

Yeas, 24:

Angelo	Houser	McKibben	Shull
Behn	Iverson	McKinley	Tinsman
Boettger	Johnson	Miller	Ward
Brunkhorst	Kettering	Mulder	Wieck
Gaskill	Lamberti	Putney	Zaun
Hahn	Larson	Seymour	Zieman

Nays, 25:

Beall	Dotzler	Kibbie	Seng
Black	Dvorsky	Kreiman	Stewart
Bolkcom	Fraise	McCoy	Warnstadt
Connolly	Gronstal	Quirnbach	Wood
Courtney	Hancock	Ragan	

Danielson	Hatch	Rielly
Dearden	Horn	Schoenjahn

Absent, 1:

Lundby

Amendment [S-3140](#) lost.

Senator Wood 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. 748](#)), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Lundby

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

RECESS

On motion of Senator Ragan, the Senate recessed at 3:14 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 3:18 p.m., President Lamberti presiding.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 748](#) be **immediately messaged** to the House.

The Senate stood at ease at 3:20 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:10 p.m., President Lamberti presiding.

UNFINISHED BUSINESS

[House File 729](#)

On motion of Senator Zieman, [House File 729](#), a bill for an act relating to the Iowa public employees' retirement system and the judicial retirement system, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Zieman asked and received unanimous consent to withdraw amendment [S-3105](#), filed by the committee on State Government on April 11, 2005, to pages 1-3 and to the title page of the bill.

Senator Zieman withdrew amendment [S-3129](#), filed by him on April 14, 2005, to pages 1, 3, 4, 6, and 10 of amendment [S-3105](#).

Senator Zieman offered amendment [S-3145](#), filed by him on April 19, 2005, to pages 1-3 and to the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3145](#) be adopted?" ([H.F. 729](#)), the vote was:

Rule 23, requiring all Senators present to vote except those who express a conflict of interest, was invoked.

Yeas, 24:

Angelo	Houser	McKibben	Shull
Behn	Iverson	McKinley	Tinsman
Boettger	Johnson	Miller	Ward
Brunkhorst	Kettering	Mulder	Wieck
Gaskill	Lamberti	Putney	Zaun
Hahn	Larson	Seymour	Zieman

Nays, 26:

Beall	Dotzler	Kibbie	Schoenjahn
Black	Dvorsky	Kreiman	Seng
Bolkcom	Fraise	Lundby	Stewart
Connolly	Gronstal	McCoy	Warnstadt
Courtney	Hancock	Quirnbach	Wood
Danielson	Hatch	Ragan	
Dearden	Horn	Rielly	

Absent, none.

Amendment [S-3145](#) lost.

Senator Iverson offered amendment [S-3151](#), filed by him from the floor to page 2 of the bill.

Senator Iverson asked and received unanimous consent that action on amendment [S-3151](#) and [House File 729](#) be deferred.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 409](#).

[Senate File 409](#)

On motion of Senator Stewart, [Senate File 409](#), a bill for an act relating to financial transactions including the sale of specific items used in livestock and plant production, providing for an exemption and refund of sales and use taxes, providing for a maximum finance charge on consumer loans secured by a certificate of title to a motor vehicle, making penalties applicable, and including an effective and

retroactive applicability date provision, was taken up for consideration.

Senator Stewart 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. 409](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 File 409](#) be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Larson, until he returns, on request of Senator Zieman.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 814](#).

House File 814

On motion of Senator Lundby, **House File 814**, a bill for an act relating to electronic notices of bidding opportunities for state purchases, with report of committee recommending passage, 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?" (**H.F. 814**), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

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 File 814** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 20, 2005, **passed** the following bill in which the concurrence of the Senate is asked:

House File 862, a bill for an act relating to and making appropriations from the healthy Iowans tobacco trust and the tobacco settlement trust fund.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:04 p.m. until 8:30 a.m., Thursday, April 21, 2005.

APPENDIX — 2**CERTIFICATES OF RECOGNITION**

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

Dorothy Gronewold, Davenport—For celebrating your 100th birthday. Senator Wood (4/20/05).

Mr. and Mrs. Bill and Virginia Haycraft, Eldridge—For celebrating your 50th wedding anniversary. Senator Wood (4/20/05).

REPORTS OF COMMITTEE MEETINGS**APPROPRIATIONS**

Convened: April 20, 2005, 1:10 p.m.

Members Present: Angelo and Dvorsky, Co-chairs; Black, Boettger, Bolcom, Connolly, Dotzler, Fraise, Gaskill, Hatch, Horn, Johnson, Kettering, Lambert, Miller, Putney, Ragan, Seng, Seymour, Shull, Stewart, Tinsman, Ward, and Warnstadt.

Members Absent: None.

Committee Business: Passed HFs 807, 821, and 839.

Recessed: 1:20 p.m.

Reconvened: 1:35 p.m.

Adjourned: 2:00 p.m.

RULES AND ADMINISTRATION

Convened: April 20, 2005, 3:15 p.m.

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

Members Absent: Dvorsky (excused).

Committee Business: Passed [SCR 14](#) and [SR 41](#).

Adjourned: 3:18 p.m.

INTRODUCTION OF BILL

[Senate File 411](#), by Gronstal and Iverson, a bill for an act relating to the applicability of motor vehicle financial responsibility provisions to special mobile equipment and providing an effective date.

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

STUDY BILL RECEIVED

[SSB 1315](#) Appropriations

Relating to local government innovation, providing appropriations, and including an effective date.

SUBCOMMITTEE ASSIGNMENT

[SSB 1315](#)

APPROPRIATIONS: Angelo and Stewart, Co-chairs; Bolkcom and Shull

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: **[HOUSE FILE 807](#)**, a bill for an act relating to and making appropriations to the judicial branch, and providing an effective date.

Recommendation: DO PASS.

Final Vote: Ayes, 24: Angelo, Dvorsky, Black, Boettger, Bolkcom, Connolly, Dotzler, Fraise, Gaskill, Hatch, Horn, Johnson, Kettering, Lambert, Miller, Putney, Ragan, Seng, Seymour, Shull, Stewart, Tinsman, Ward, and Warnstadt. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: **[HOUSE FILE 821](#)**, a bill for an act relating to the establishment of a prescription drug assistance clearinghouse program by the commissioner of insurance, and providing for a contingent appropriation.

Recommendation: DO PASS.

Final Vote: Ayes, 24: Angelo, Dvorsky, Black, Boettger, Bolkcom, Connolly, Dotzler, Fraise, Gaskill, Hatch, Horn, Johnson, Kettering, Lambert, Miller, Putney, Ragan, Seng, Seymour, Shull, Stewart, Tinsman, Ward, and Warnstadt. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 839](#), a bill for an act providing for the establishment of a technology governance board within the department of administrative services, and making an appropriation.

Recommendation: DO PASS.

Final Vote: Ayes, 23: Angelo, Dvorsky, Black, Boettger, Bolkcom, Connolly, Dotzler, Fraise, Gaskill, Horn, Johnson, Kettering, Lambert, Miller, Putney, Ragan, Seng, Seymour, Shull, Stewart, Tinsman, Ward, and Warnstadt. Nays, 1: Hatch. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: [SENATE CONCURRENT RESOLUTION 14](#), a concurrent resolution designating November 13 through 19, 2005, as Iowa Homeless Awareness Week.

Recommendation: DO PASS.

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

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE RESOLUTION 41](#), a resolution to recognize the life and accomplishments of Colonel Virgil D. Olson, United States Marine Corps-Retired.

Recommendation: DO PASS.

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

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3147	S.C.R. 11	Maggie Tinsman
S-3148	S.F. 392	Michael Connolly

<u>S-3149</u>	<u>H.F. 740</u>	Paul McKinley
<u>S-3150</u>	<u>S.F. 406</u>	Michael Connolly
		Dave Mulder
		Brad Zaun
		Thomas G. Courtney
<u>S-3151</u>	<u>H.F. 729</u>	Stewart E. Iverson, Jr.
<u>S-3152</u>	<u>H.F. 740</u>	Michael Connolly
<u>S-3153</u>	<u>H.F. 729</u>	Stewart E. Iverson, Jr.
<u>S-3154</u>	<u>H.F. 222</u>	Herman C. Quirnbach
		Brad Zaun
		Roger Stewart
		Dave Mulder
		Daryl Beall
		Pat Ward