

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, MAY 5, 2005

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JOURNAL OF THE SENATE

ONE HUNDRED SIXTEENTH CALENDAR DAY
SIXTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, May 5, 2005

The Senate met in regular session at 9:04 a.m., President Lamberti presiding.

Prayer was offered by Mary Lou Aspengren, secretary to Senator McKinley.

The Journal of Wednesday, May 4, 2005, was approved.

The Senate stood at ease at 9:17 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:00 a.m., President Pro Tempore McKibben presiding.

QUORUM CALL

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

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Gaskill, until he arrives, on request of Senator Putney.

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

Senator Hancock asked and received unanimous consent to take up for consideration [House File 879](#).

[House File 879](#)

On motion of Senator Hahn, [House File 879](#), a bill for an act relating to the regulation of snowmobiles and establishing fees, 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. 879](#)), the vote was:

Yeas, 49:

Angelo	Fraise	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
Courtney	Johnson	Quirnbach	Zaun
Danielson	Kettering	Ragan	Zieman
Dearden	Kibbie	Rielly	
Dotzler	Kreiman	Schoenjahn	
Dvorsky	Lamberti	Seng	

Nays, none.

Absent, 1:

Gaskill

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

IMMEDIATELY MESSAGED

Senator Hancock asked and received unanimous consent that [House File 879](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Ways and Means)

Senator Hancock asked and received unanimous consent to take up for consideration [House File 828](#).

[House File 828](#)

On motion of Senator Bolkcom, [House File 828](#), a bill for an act relating to aquatic regulations and activities, including aquatic invasive species, 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, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Bolkcom offered amendment [S-3252](#), filed by the committee on Ways and Means on May 4, 2005, to page 2 of the bill, and moved its adoption.

Amendment [S-3252](#) was adopted by a voice vote.

Senator Bolkcom 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. 828](#)), the vote was:

Yeas, 41:

Angelo	Dotzler	Kibbie	Seng
Beall	Dvorsky	Kreiman	Seymour
Behn	Fraise	Lundby	Shull
Black	Gronstal	McCoy	Stewart
Boettger	Hancock	McKibben	Ward
Bolkcom	Hatch	Mulder	Warnstadt

Brunkhorst	Horn	Putney	Wieck
Connolly	Houser	Quirnbach	Wood
Courtney	Iverson	Ragan	
Danielson	Johnson	Rielly	
Dearden	Kettering	Schoenjahn	

Nays, 8:

Hahn	Larson	Miller	Zaun
Lamberti	McKinley	Tinsman	Zieman

Absent, 1:

Gaskill

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

IMMEDIATELY MESSAGED

Senator Hancock asked and received unanimous consent that [House File 828](#) be **immediately messaged** to the House.

The Senate stood at ease at 11:22 a.m. until the fall of the gavel.

The Senate resumed session at 11:34 a.m., President Pro Tempore McKibben presiding.

HOUSE AMENDMENT CONSIDERED

[Senate File 413](#)

Senator Connolly called up for consideration [Senate File 413](#), a bill for an act relating to sales and use tax changes, excise taxes on rental of rooms and sleeping quarters, and the sale and use of construction equipment, and including an effective and retroactive applicability date provision, amended by the House in House amendment [S-3218](#), filed May 2, 2005.

Senator Connolly withdrew amendment [S-3226](#), filed by him on May 3, 2005, to pages 10 and 13 of House amendment [S-3218](#).

Senator Connolly offered amendment [S-3240](#), filed by Senators Connolly and Zieman on May 3, 2005, to pages 1 and 10 of House amendment [S-3218](#), and moved its adoption.

Amendment [S-3240](#) was adopted by a voice vote.

Senator Connolly moved that the Senate concur in the House amendment, as amended.

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

Senator Connolly moved that the bill, as amended by the House, further amended and in 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. 413](#)), the vote was:

Yeas, 49:

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

Nays, 1:

Warnstadt

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 Hancock asked and received unanimous consent that [Senate File 413](#) be **immediately messaged** to the House.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 869

Senator Hahn called up for consideration **House File 869**, a bill for an act relating to tax credits provided for purposes of acquiring agricultural assets by beginning farmers, and providing effective and applicability dates, amended by the Senate, further amended by the House, and moved that the Senate concur in House amendment **S-3217** to Senate amendment **H-1594**, filed May 2, 2005.

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

Senator Hahn moved that the bill, as amended by the Senate, further 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?" (**H.F. 869**), 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
Courtney	Johnson	Quirnbach	Zaun
Danielson	Kettering	Ragan	Zieman
Dotzler	Kibbie	Rielly	
Dvorsky	Kreiman	Schoenjahn	
Fraise	Lamberti	Seng	

Nays, 1:

Dearden

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 [House File 869](#) be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:56 a.m. until the completion of a meeting of the committee on Ways and Means.

AFTERNOON SESSION

The Senate reconvened at 2:40 p.m., President Lamberti presiding.

SPECIAL GUESTS

Senator Mulder introduced the Orange City Tulip Festival Queen Haley Janssen and her court: Brooke Achterhoff, Elizabeth Van Oort, Melissa Wallinga, and Megan Van Voorst.

The Queen and her four attendants entertained the Senate with a skit and a song inviting visitors to Orange City for the upcoming Tulip Festival.

The Senate rose and expressed its welcome.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 881](#).

[House File 881](#)

On motion of Senator Angelo, [House File 881](#), a bill for an act relating to the compensation and benefits for public officials and employees and members of the general assembly, providing for related matters, making appropriations, and including effective and retroactive applicability date provisions, with report of committee without recommendation, was taken up for consideration.

Senator Brunkhorst offered amendment [S-3234](#), filed by him on May 3, 2005, to page 13 of the bill, and moved its adoption.

Amendment [S-3234](#) lost by a voice vote.

Senator Angelo 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. 881](#)), the vote was:

Yeas, 28:

Angelo	Dvorsky	Iverson	Quirnbach
Boettger	Fraise	Kibbie	Seng
Bolkcom	Gaskill	Lamberti	Seymour
Connolly	Gronstal	Lundby	Tinsman
Courtney	Hatch	McCoy	Ward
Dearden	Horn	McKibben	Wood
Dotzler	Houser	Putney	Zaun

Nays, 22:

Beall	Hancock	Miller	Stewart
Behn	Johnson	Mulder	Warnstadt
Black	Kettering	Ragan	Wieck
Brunkhorst	Kreiman	Rielly	Zieman
Danielson	Larson	Schoenjahn	
Hahn	McKinley	Shull	

Absent, none.

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

The Senate stood at ease at 3:07 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:39 p.m., President Lamberti presiding.

INTRODUCTION OF RESOLUTIONS

[Senate Resolution 57](#), by Seng, a resolution urging the President of the United States and the United States Congress to take action to keep the Rock Island Arsenal open.

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

[Senate Resolution 58](#), by Gronstal, a resolution declaring support for Amtrak.

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

INTRODUCTION OF BILL

[Senate File 416](#), by committee on Ways and Means, a bill for an act 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 colleges, increasing the state cigarette tax, modifying an appropriation, and including effective and applicability date provisions.

Read first time and **placed on Ways and Means calendar**.

RECESS

On motion of Senator Gronstal, the Senate recessed at 4:40 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 4:47 p.m., President Lamberti presiding.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 414](#).

[Senate File 414](#)

On motion of Senator McCoy, [Senate File 414](#), a bill for an act providing for income tax credits for the cost of purchasing life

insurance coverage by certain members of the national guard and the reserves, providing for death benefits for certain deceased members of the national guard and the reserves, making appropriations, and providing for effective and retroactive applicability dates, was taken up for consideration.

Senator Danielson offered amendment [S-3230](#), filed by him on May 3, 2005, to page 2 and to the title page of the bill.

Senator Danielson offered amendment [S-3241](#), filed by him on May 3, 2005, to page 1 of amendment [S-3230](#), and moved its adoption.

Amendment [S-3241](#) was adopted by a voice vote.

Senator Larson raised the point of order that amendment [S-3230](#) was not germane to the bill.

Senator Larson withdrew his point of order.

Senator Danielson moved the adoption of amendment [S-3230](#), as amended, which motion prevailed by a voice vote.

Senator McCoy 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. 414](#)), 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, 1:

Lundby

Absent, none.

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

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 56](#), a resolution to recognize and honor Frank Conroy posthumously for his lifetime of service and achievement.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Gronstal, Iverson, Courtney, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 3: Angelo, Boettger, and Dvorsky.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 56](#).

[Senate Resolution 56](#)

On motion of Senator Bolkcom, [Senate Resolution 56](#), a resolution to recognize and honor Frank Conroy posthumously for his lifetime of service and achievement, with report of committee recommending passage, was taken up for consideration.

Senator Bolkcom moved the adoption of [Senate Resolution 56](#), which motion prevailed by a voice vote.

UNFINISHED BUSINESS

[House File 761](#)

On motion of Senator Wood, [House File 761](#), a bill for an act relating to children's programs by colocating early childhood programs available through the community empowerment initiative and requiring the department of human services to develop and implement a voluntary child care quality rating system, placed on the Unfinished Business Calendar on April 14, 2005, with report of committee recommending passage, was taken up for consideration.

Senator Wood offered amendment [S-3276](#), filed by Senator Wood, et al., from the floor striking and replacing everything after the enacting clause and to the title page of the bill, and moved its adoption.

Amendment [S-3276](#) was adopted by a voice vote.

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. 761](#)), 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, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 761](#) be **immediately messaged** to the House.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: [SENATE FILE 416 \(SSB 1322\)](#), a bill for an act 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 colleges, increasing the state cigarette tax, modifying an appropriation, and including effective and applicability date provisions.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 11: Bolcom, Zieman, Connolly, Danielson, Dotzler, Hahn, McKibben, Quirnbach, Seng, Stewart, and Wieck. Nays, 3: Larson, McKinley, and Miller. Absent, 2: McCoy and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 416](#).

[Senate File 416](#)

On motion of Senator Connolly, [Senate File 416](#), a bill for an act 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 colleges, increasing the state cigarette tax, modifying an appropriation, and including effective and applicability date provisions, with report of committee without recommendation, was taken up for consideration.

The Senate stood at ease at 5:28 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 7:00 p.m., President Lamberti presiding.

Senator Larson offered amendment [S-3278](#), filed by Senator Larson, et al., from the floor to page 1 of the bill, and moved its adoption.

Amendment [S-3278](#) lost by a voice vote.

Senator Brunkhorst offered amendment [S-3281](#), filed by him from the floor to pages 1, 7, and 8 and to the title page of the bill, and moved its adoption.

Amendment [S-3281](#) lost by a voice vote.

Senator Houser offered amendment [S-3279](#), filed by Senator Houser, et al., from the floor to pages 1-5 of the bill, and moved its adoption.

Amendment [S-3279](#) lost by a voice vote.

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?" ([S.F. 416](#)), the vote was:

Yeas, 38:

Angelo	Dvorsky	Lamberti	Seng
Beall	Fraise	Lundby	Seymour
Black	Gaskill	McCoy	Shull
Boettger	Gronstal	McKibben	Stewart
Bolkcom	Hahn	Mulder	Tinsman
Connolly	Hatch	Putney	Ward
Courtney	Horn	Quirnbach	Wieck
Danielson	Iverson	Ragan	Wood
Dearden	Johnson	Rielly	
Dotzler	Kibbie	Schoenjahn	

Nays, 12:

Behn	Houser	Larson	Warnstadt
Brunkhorst	Kettering	McKinley	Zaun
Hancock	Kreiman	Miller	Zieman

Absent, none.

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

The Senate stood at ease at 8:33 p.m. until the fall of the gavel for the purpose of a Republican caucus.

The Senate resumed session at 9:35 p.m., President Lamberti presiding.

QUORUM CALL

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

The vote revealed 40 present, 10 absent, and a quorum present.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 416](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 868](#).

[House File 868](#)

On motion of Senator Dotzler, [House File 868](#), a bill for an act relating to economic development, business, workforce, and regulatory assistance and tax credits, and to state developmental, research, and regulatory oversight, and including effective date and retroactive applicability provisions, with report of committee without recommendation, was taken up for consideration.

Senator Brunkhorst offered amendment [S-3283](#), filed by Senator Brunkhorst, et al., from the floor to pages 1–5, 12, 18, 19, 21, 24, 51, 52, and 59 of the bill.

Senator Brunkhorst asked and received unanimous consent that action on amendment [S-3283](#) be **deferred**.

Senator Hatch offered amendment [S-3267](#), filed by him from the floor to pages 1, 45, 47, 48, and 53–55 and to the title page of the bill, and moved its adoption.

A nonrecord roll call was requested.

The ayes were 25, nays 25.

Amendment [S-3267](#) lost.

The Senate resumed consideration of amendment [S-3283](#), previously deferred.

Senator Dotzler offered amendment [S-3288](#), filed by him from the floor to page 1 of amendment [S-3283](#), and moved its adoption.

Amendment [S-3288](#) was adopted by a voice vote.

Senator Dotzler offered amendment [S-3286](#), filed by Senators Dotzler and Hatch from the floor to page 2 of amendment [S-3283](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3286](#) to amendment [S-3283](#) be adopted?” ([H.F. 868](#)), the vote was:

Yeas, 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	

Nays, 25:

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

Absent, none.

Amendment [S-3286](#) lost.

Senator Dotzler offered amendment [S-3285](#), filed by Senators Dotzler and Hatch from the floor to page 2 of amendment [S-3283](#), and moved its adoption.

A nonrecord roll call was requested.

The ayes were 25, nays 25.

Amendment [S-3285](#) lost.

Senator McCoy withdrew amendment [S-3289](#), filed by him from the floor to page 4 of amendment [S-3283](#).

Senator Brunkhorst moved the adoption of amendment [S-3283](#), as amended, which motion prevailed by a voice vote.

Senator Angelo took the chair at 10:40 p.m.

Senator McKinley asked and received unanimous consent to withdraw amendment [S-3273](#) filed by Senators McKinley, Behn, and Miller from the floor to page 18 of the bill.

Senator Dotzler offered amendment [S-3280](#), filed by him from the floor to page 49 of the bill, and moved its adoption.

Amendment [S-3280](#) was adopted by a voice vote.

Senator Dotzler asked and received unanimous consent to withdraw amendment [S-3284](#) filed by Senators Dotzler and Miller from the floor to page 52 of the bill.

Senator Houser asked and received unanimous consent to withdraw amendment [S-3277](#) filed by Senator Houser, et al., from the floor to page 59 and to the title page of the bill.

Senator Houser offered amendment [S-3287](#), filed by Senator Houser, et al., from the floor to page 59 and to the title page of the bill, and moved its adoption.

Amendment [S-3287](#) was adopted by a voice vote.

Senator Dotzler 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. 868](#)), the vote was:

Yeas, 41:

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

Nays, 9:

Behn	Kettering	McKinley
Dearden	Kreiman	Miller
Iverson	Larson	Zaun

Absent, none.

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 [House File 868](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 11:10 p.m. until 8:30 a.m., Friday, May 6, 2005.

APPENDIX

CERTIFICATE OF RECOGNITION

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

Millie Iehl, Eagle Grove—For retiring after 39 years of working in the field of optometry. Senator Iverson (5/5/05).

COMMUNICATION RECEIVED

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

DEPARTMENT OF TRANSPORTATION

2002–2005 Secondary Road Fund Distribution Advisory Committee final report, pursuant to Iowa Code section 312.3C. Report received on May 5, 2005.

EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on May 5, 2005, when the votes were taken on House Files 828 and 879. Had I been present, I would have voted “Yea” on both.

E. THURMAN GASKILL

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: May 5, 2005, 1:35 p.m.

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

Members Absent: Lamberti (excused).

Committee Business: Passed [HF 858](#).

Adjourned: 1:45 p.m.

RULES AND ADMINISTRATION

Convened: May 5, 2005, 4:40 p.m.

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

Members Absent: Angelo, Boettger, and Dvorsky (all excused).

Committee Business: Passed SRs 55, 56, and 58.

Adjourned: 4:45 p.m.

WAYS AND MEANS

Convened: May 5, 2005, 2:05 p.m.

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

Members Absent: McCoy and Zaun (both excused).

Committee Business: Approved [SSB 1322](#).

Adjourned: 2:20 p.m.

STUDY BILL RECEIVED

[SSB 1322](#) 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 colleges, increasing the state cigarette tax, modifying an appropriation, and including effective and applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS

[Senate Resolution 57](#)

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

SSB 1322

WAYS AND MEANS: Connolly and Ziemann, Co-chairs; Bolkcom and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: [HOUSE FILE 858](#), a bill for an act establishing a statewide work-based learning intermediary network program and creating a fund.

Recommendation: DO PASS.

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

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 55](#), a resolution honoring all Iowans, living and previously living, former Iowans, all persons with an Iowa connection, and all persons who have known an Iowan, who have not yet been honored.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Gronstal, Iverson, Courtney, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 3: Angelo, Boettger, and Dvorsky.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE RESOLUTION 58](#), a resolution declaring support for Amtrak.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Gronstal, Iverson, Courtney, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, 3: Angelo, Boettger, and Dvorsky.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which [House File 881](#) passed the Senate on May 5, 2005.

MICHAEL E. GRONSTAL

AMENDMENTS FILED

<u>S-3266</u>	<u>H.F. 882</u>	Dave Mulder
<u>S-3267</u>	<u>H.F. 868</u>	Jack Hatch
<u>S-3268</u>	<u>H.F. 816</u>	Herman C. Quirnbach William A. Dotzler, Jr. Robert E. Dvorsky Jeff Danielson Jack Hatch Joe Bolkcom
<u>S-3269</u>	<u>H.F. 882</u>	Dave Mulder
<u>S-3270</u>	<u>H.F. 882</u>	John Putney
<u>S-3271</u>	<u>H.F. 882</u>	Michael E. Gronstal Jeff Lamberti
<u>S-3272</u>	<u>H.F. 882</u>	David Miller
<u>S-3273</u>	<u>H.F. 868</u>	Paul McKinley Jerry Behn David Miller
<u>S-3274</u>	<u>H.F. 882</u>	Roger Stewart
<u>S-3275</u>	<u>H.F. 882</u>	Michael Connolly John P. Kibbie
<u>S-3276</u>	<u>H.F. 761</u>	Frank B. Wood Nancy J. Boettger Brian Schoenjahn Dave Mulder
<u>S-3277</u>	<u>H.F. 868</u>	Hubert Houser John P. Kibbie Brian Schoenjahn E. Thurman Gaskill Dave Mulder Tom Rielly Thomas G. Courtney Daryl Beall James A. Seymour Nancy J. Boettger Jerry Behn David Johnson
<u>S-3278</u>	<u>S.F. 416</u>	Charles W. Larson, Jr. David Johnson Brad Zaun Mark Zieman Hubert Houser

		James F. Hahn
		Larry McKibben
		E. Thurman Gaskill
		John Putney
		Steve Kettering
		Ron Wieck
		Dave Mulder
		Pat Ward
		Jerry Behn
		David Miller
		James A. Seymour
		Mary Lundby
		Doug Shull
<u>S-3279</u>	<u>S.F. 416</u>	Hubert Houser
		Mark Zieman
		Larry McKibben
		James F. Hahn
		Maggie Tinsman
		Steve Kettering
		Ron Wieck
<u>S-3280</u>	<u>H.F. 868</u>	William A. Dotzler, Jr.
<u>S-3281</u>	<u>S.F. 416</u>	Bob Brunkhorst
<u>S-3282</u>	<u>H.F. 882</u>	John P. Kibbie
		Hubert Houser
<u>S-3283</u>	<u>H.F. 868</u>	Bob Brunkhorst
		Mark Zieman
		William A. Dotzler, Jr.
		Jack Hatch
<u>S-3284</u>	<u>H.F. 868</u>	William A. Dotzler, Jr.
		David Miller
<u>S-3285</u>	<u>H.F. 868</u>	William A. Dotzler, Jr.
		Jack Hatch
<u>S-3286</u>	<u>H.F. 868</u>	William A. Dotzler, Jr.
		Jack Hatch
<u>S-3287</u>	<u>H.F. 868</u>	Hubert Houser
		John P. Kibbie
		Brain Schoenjahn
		E. Thurman Gaskill
		Dave Mulder
		Tom Rielly
		Thomas G. Courtney

Daryl Beall
James A. Seymour
Nancy J. Boettger
Jerry Behn
David Johnson
Amanda Ragan
William A. Dotzler, Jr.
Matt McCoy

S-3288 H.F. 868
S-3289 H.F. 868

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 5, 2005, the Governor approved and transmitted to the Secretary of State the following bills:

S.F. 78 – Relating to the exemption from city taxes of land included in an application for voluntary annexation or in a city's involuntary annexation petition and including effective and applicability date provisions.

S.F. 350 – Relating to child support recovery including access to information for the purposes of recovery, provisions relating to failure to withhold income or to pay the amounts withheld, and to the suspension of a child support obligation, the satisfaction of support payments, nullifying related administrative rules and providing penalties.

S.F. 395 – Relating to the activities of the grape and wine development commission, and providing for the transfer of wine gallonage tax revenues to the grape and wine development fund.

S.F. 404 – 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.