

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, FEBRUARY 2, 2006

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JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 2, 2006

The Senate met in regular session at 8:35 a.m., President Lamberti presiding.

Prayer was offered by The Most Reverend Bishop Joseph Charron of the Catholic Diocese of Des Moines, Iowa. He was the guest of President Lamberti and Senators Shull and Zaun.

The Journal of Wednesday, February 1, 2006, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 8:40 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 8:45 a.m., President Lamberti presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 102](#).

[Senate Resolution 102](#)

On motion of Senator Johnson, [Senate Resolution 102](#), a resolution honoring the life and accomplishments of Hugh Sidey, with report of committee recommending passage, was taken up for consideration.

Senator Johnson moved the adoption of [Senate Resolution 102](#), which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 8:50 a.m. until 1:00 p.m., Monday, February 6, 2006.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

Fiscal Year 2005 IOWAccess Revolving Fund Annual Report, pursuant to Iowa Code section 8A.224. Report received on February 1, 2006.

Recycled Products Report, pursuant to Iowa Code section 8A.315. Report received on February 1, 2006.

REPORTS OF COMMITTEE MEETINGS

GOVERNMENT OVERSIGHT

Convened: February 2, 2006, 10:05 a.m.

Members Present: Courtney and Lundby, Co-chairs; Connolly and Wieck.

Members Absent: None.

Committee Business: Presentation by the Iowa Lottery.

Adjourned: 11:55 a.m.

RULES AND ADMINISTRATION

Convened: February 2, 2006, 8:40 a.m.

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

Members Absent: None.

Committee Business: Approved [SR 107](#).

Adjourned: 8:45 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND
REGULATION**

Convened: February 2, 2006, 9:35 a.m.

Members Present: Putney and Stewart, Co-chairs; and Zieman.

Members Absent: McCoy (excused), Dvorsky, and Mulder.

Committee Business: Presentations on the Criminal Justice Information System, the Division of Banking, and the Department of Human Rights.

Adjourned: 10:10 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL
RESOURCES**

Convened: February 2, 2006, 9:40 a.m.

Members Present: Gaskill and Seng, Co-chairs; Black, Hahn, Houser, and Schoenjahn.

Members Absent: None.

Committee Business: Presentation by the Department of Natural Resources.

Adjourned: 9:55 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: February 2, 2006, 9:40 a.m.

Members Present: Dotzler and Ward, Co-chairs; Behn, Danielson, and Rielly.

Members Absent: Brunkhorst (excused).

Committee Business: Presentations by the Board of Regents universities and the Iowa Finance Authority.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: February 2, 2006, 9:35 a.m.

Members Present: Fraise and McKibben, Co-chairs; Hancock, Kreiman, and Miller.

Members Absent: Larson (excused).

Committee Business: Presentations by the Attorney General and the Civil Rights Commission.

Adjourned: 10:50 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: February 2, 2006, 9:40 a.m.

Members Present: Kettering and Warnstadt, Co-chairs; Beall, Dearden, and Zaun.

Members Absent: Angelo (excused).

Committee Business: Presentations by the Iowa Veterans Home, Department of Transportation, Office of Aviation, and the Legislative Fiscal Division.

Adjourned: 10:35 a.m.

INTRODUCTION OF BILLS

Senate File 2142, by Kibbie, Brunkhorst, Lundby, Putney, Connolly, Beall, Zaun, Hatch, Bolkcom, Dearden, Shull, Mulder, and Boettger, a bill for an act prohibiting monitor vending machines and providing an effective date.

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

Senate File 2143, by Hatch, Dvorsky, Dotzler, Danielson, Horn, Warnstadt, Rielly, Hancock, Wood, Schoenjahn, Black, Gronstal, Kibbie, Quirnbach, Connolly, Stewart, Beall, Ragan, Kreiman, Courtney, and McCoy, a bill for an act to support the establishment of a George Washington Carver endowed chair at the Iowa state university of science and technology and making an appropriation.

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

[Senate File 2144](#), by Warnstadt, a bill for an act addressing county-related mental health, mental retardation, and developmental disabilities services provided in a state mental health institute or a hospital.

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

[Senate File 2145](#), by Warnstadt, a bill for an act relating to enforcement of child custody and visitation orders.

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

[Senate File 2146](#), by Gronstal, a bill for an act relating to searches conducted by a canine narcotics unit.

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

[Senate File 2147](#), by Angelo, a bill for an act relating to the requirement of location as an eligibility criterion for businesses under the enterprise zone program.

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

[Senate File 2148](#), by Hatch, a bill for an act relating to the establishment of regional sports authorities by convention and visitors bureaus in certain cities and making appropriations.

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

[Senate File 2149](#), by Warnstadt, a bill for an act relating to the distribution formula for the local option sales and services tax for school infrastructure purposes.

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

STUDY BILLS RECEIVED

SSB 3074 Agriculture

Relating to establishments having custody of companion animals, by providing for their regulation, and providing for fees and penalties.

SSB 3075 Agriculture

Relating to devices used for weighing and measuring, by providing for the regulation of the devices, motor vehicle fuel, and persons who service the devices, and providing for fees and penalties.

SSB 3076 Commerce

Relating to coverage of losses caused by terrorism in fire insurance policies and providing effective and applicability dates.

SSB 3077 Appropriations

Relating to water quality and making appropriations.

SSB 3078 Transportation

Relating to policies of the state department of transportation, including placement of official signs on primary highways, repair and inspection of bridges, administrative duties, motor vehicle registration and titling, and driver licensing.

SSB 3079 Transportation

Requiring the use of headlights when a vehicle's windshield wipers are in use and making a penalty applicable.

SSB 3080 Human Resources

Relating to the regulation and practice of pharmacy, including providing for the establishment of a limited drug and device distributor license, and making technical corrections.

SSB 3081 Human Resources

Relating to programs and functions under the purview of the Iowa department of public health.

SSB 3082 Human Resources

Relating to persons with mental illness, mental retardation, developmental disabilities, or brain injury by addressing purposes and quality standards for services and other support available for such persons, establishing basic financial eligibility standards, addressing state and county financial responsibility for the cost of the services and other support, and providing an applicability date.

SSB 3083 Human Resources

Authorizing an approved nursing education program to initiate criminal and child and dependent adult abuse record checks of students and prospective students regarding the students' involvement with the clinical education component of the program.

SSB 3084 Human Resources

Providing for various technical and substantive changes relating to health licensing and related public health matters.

SUBCOMMITTEE ASSIGNMENTS**SCR 102**

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

SR 107

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

Senate File 2112

HUMAN RESOURCES: Seymour and Wood, Co-chairs; Behn and Dotzler

Senate File 2125

STATE GOVERNMENT: Ward and Wood, Co-chairs; Hatch and Wieck

[Senate File 2128](#)

STATE GOVERNMENT: Brunkhorst and Hancock, Co-chairs; Danielson and Zieman

[Senate File 2133](#)

NATURAL RESOURCES AND ENVIRONMENT: Lundby and Schoenjahn, Co-chairs; Bolkcom, Houser, Miller, and Wood

[Senate File 2137](#)

TRANSPORTATION: Beall and Kettering, Co-chairs; Hahn and Warnstadt

[Senate File 2140](#)

STATE GOVERNMENT: Hatch and Wieck, Co-chairs; Danielson and Tinsman

[SSB 3074](#)

AGRICULTURE: Courtney and Mulder, Co-chairs; Hancock, Johnson, Putney, and Rielly

[SSB 3075](#)

AGRICULTURE: Hancock and Johnson, Co-chairs; Gaskill, Hahn, Ragan, and Rielly

[SSB 3076](#)

COMMERCE: Rielly and Wieck, Co-chairs; Behn and Warnstadt

[SSB 3077](#)

APPROPRIATIONS: Angelo and Dvorsky, Co-chairs

[SSB 3078](#)

TRANSPORTATION: McCoy and Putney, Co-chairs; Dearden and Ward

[SSB 3079](#)

TRANSPORTATION: Dearden and Putney, Co-chairs; Danielson and Shull

[SSB 3080](#)

HUMAN RESOURCES: Hatch and Tinsman, Co-chairs; Behn and Quirnbach

[SSB 3081](#)

HUMAN RESOURCES: Gaskill and Wood, Co-chairs; Dotzler and Tinsman

SSB 3082

HUMAN RESOURCES: Hatch and Johnson, Co-chairs; Bolkcom and Gaskill

SSB 3083

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

SSB 3084

HUMAN RESOURCES: Boettger and Wood, Co-chairs; Houser and Ragan

FINAL COMMITTEE REPORT OF BILL ACTION**RULES AND ADMINISTRATION**

Bill Title: SENATE RESOLUTION 107, a resolution honoring the University of Northern Iowa Football Team.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Iverson, Angelo, Boettger, Courtney, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.