

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, MARCH 7, 2006

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JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 7, 2006

The Senate met in regular session at 8:34 a.m., President Kibbie presiding.

Prayer was offered by Dennis St. Lawrence, pastor of the Grace Baptist Church in Chariton, Iowa. He was the guest of Senator McKinley.

The Journal of Monday, March 6, 2006, 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 March 6, 2006, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2283, a bill for an act to provide that the state elevator code supersedes conflicting provisions of building codes.

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

House File 2337, a bill for an act relating to the use of a peace officer of the department of public safety in an industrial dispute and providing an effective date.

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

House File 2346, a bill for an act relating to public access to school district financial information, providing for the establishment

and distribution of a financial report by school districts, and providing for the posting of information relating to outstanding school district levies.

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

[House File 2459](#), a bill for an act relating to and making appropriations to the department of economic development, certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, and related matters, and providing effective and retroactive applicability dates.

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

[House File 2525](#), a bill for an act relating to policies and duties of the state department of transportation, including placement of official signs on primary highways, inspection of bridges, administrative duties, motor vehicle registration and titling, driver licensing, licensing and regulation of vehicle-related businesses, vehicle braking requirements, vehicle length restrictions, proof of financial responsibility requirements, and persons with disabilities parking permits, and including effective dates.

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

[House File 2540](#), a bill for an act relating to and making appropriations involving state government, including provisions affecting agriculture and natural resources and providing fees.

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

[House File 2543](#), a bill for an act relating to nonsubstantive Code corrections and including effective and retroactive applicability date provisions.

Read first time and attached to **similar** [Senate File 2255](#).

[House File 2557](#), a bill for an act relating to and making appropriations to the judicial branch.

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

BILLS REFERRED TO COMMITTEE

Senator Iverson asked and received unanimous consent that the following bills on the Senate Calendar be referred to committee:

S.F. 2182	Ways and Means
S.F. 2312	Appropriations
S.F. 2330	State Government

RECESS

On motion of Senator Iverson, the Senate recessed at 8:43 a.m. until 2:00 p.m.

APPENDIX -- 1**CERTIFICATES OF RECOGNITION**

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

Michael Finucane, member of the Irish Senate—For being honored as a Distinguished Guest of Iowa. International Relations Committee (3/7/06).

Mr. and Mrs. Larry and Kathy French, Maxwell—For celebrating your 60th wedding anniversary. Senator Iverson (3/7/06).

Gladys Temple, Fort Dodge—Upon your 100th birthday, for your pioneering efforts to create special education in Iowa's schools. Senator Beall (3/7/06).

Mr. and Mrs. Grover and Florence Walker, Jewell—For celebrating your 65th wedding anniversary. Senator Iverson (3/7/06).

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

The 2006 girls' basketball team from Dowling Catholic High School in West Des Moines, Iowa, accompanied by Coach John Wilkenson. Senator Zaun.

INTRODUCTION OF RESOLUTIONS

[Senate Resolution 122](#), by Johnson and Fraise, a resolution supporting the proposal of Iowa State University to pursue the location of the national bio and agro-defense facility at the site of the current National Center for Animal Health in Ames, Iowa.

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

[Senate Resolution 123](#), by Danielson, a resolution designating a Technology and Science Day in Iowa.

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

INTRODUCTION OF BILLS

[Senate File 2362](#), by committee on Judiciary, a bill for an act relating to involuntary hospitalization proceedings for chronic substance abusers and persons with mental illness.

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

[Senate File 2363](#), by committee on Natural Resources and Environment, a bill for an act relating to water quality standards.

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

[Senate File 2364](#), by committee on Commerce, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including the securities and regulated industries bureau, insurance premium taxes, the uniform securities Act, insurance division procedures, regulation of insurance companies and other entities including administrative penalties, motor vehicle service contracts, county and state mutual insurance associations, reciprocal or interinsurance insurers, consolidation, merger and reinsurance contracts, insurance holding company systems, and cemeteries.

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

[Senate File 2365](#), by committee on Government Oversight, a bill for an act relating to the establishment of state and school antiharassment or antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters.

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

[Senate File 2366](#), by committee on Natural Resources and Environment, a bill for an act regulating dangerous wild animals, including their ownership and possession, requiring registration, providing for fees and appropriations, and providing penalties.

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

[Senate File 2367](#), by committee on Commerce, a bill for an act requiring health care benefit coverage for certain prosthetic devices and providing an applicability date.

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

[Senate File 2368](#), by committee on State Government, a bill for an act concerning alcoholic beverage control relating to manufacturers providing free cleaning services to retailers.

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

[Senate File 2369](#), by committee on Agriculture, a bill for an act relating to requirements for open feedlot operations, by providing for nutrient management plans and operating permits, and providing an effective date and retroactive applicability.

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

[Senate File 2370](#), by committee on Local Government, a bill for an act relating to local government innovation, creating a local government innovation commission and fund, creating a center for governing excellence, and including an effective date.

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

[Senate File 2371](#), by committee on Local Government, a bill for an act relating to satellite absentee voting at city primary and city runoff elections.

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

[Senate File 2372](#), by committee on Local Government, a bill for an act relating to funding for local emergency management and providing an applicability date.

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

[Senate File 2373](#), by committee on State Government, a bill for an act relating to the certification and registration of real estate appraisers and providing a penalty.

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

[Senate File 2374](#), by committee on Judiciary, a bill for an act containing various provisions relating to business entities, including limited partnerships, corporations, limited liability companies, cooperatives, and nonprofit corporations.

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

[Senate File 2375](#), by committee on Human Resources, a bill for an act relating to services and requirements for current and former participants in the child welfare system.

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

[Senate File 2376](#), by committee on Commerce, a bill for an act relating to financial institutions including the regulation of state banks, bank holding companies, and industrial loan companies, and providing for penalties.

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

[Senate File 2377](#), by committee on Natural Resources and Environment, a bill for an act relating to animal feeding operations, by providing for standards and evaluations by the department of natural resources.

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

[Senate File 2378](#), by committee on Agriculture, a bill for an act providing for the conversion of cooperative associations, and providing for an effective date.

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

[Senate File 2379](#), by committee on Natural Resources and Environment, a bill for an act authorizing the governor to designate April of each year as Aldo Leopold month.

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

Senate File 2380, by committee on Agriculture, a bill for an act relating to motor fuel, by establishing standards for renewable fuel including biodiesel and biodiesel blended fuel, providing for terminology changes, and providing for penalties.

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

Senate File 2381, by committee on Natural Resources and Environment, a bill for an act relating to combustion of solid waste with energy recovery.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: [SENATE FILE 2369 \(SSB 3240\)](#), a bill for an act relating to requirements for open feedlot operations, by providing for nutrient management plans and operating permits, and providing an effective date and retroactive applicability.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Fraise, Johnson, Black, Brunkhorst, Courtney, Gaskill, Hahn, Hancock, Houser, Kibbie, Mulder, Putney, Ragan, and Rielly. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2378 \(SSB 3237\)](#), a bill for an act providing for the conversion of cooperative associations, and providing for an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Fraise, Johnson, Black, Brunkhorst, Courtney, Gaskill, Hahn, Hancock, Houser, Kibbie, Mulder, Putney, Ragan, and Rielly. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2380 \(SSB 3228\)](#), a bill for an act relating to motor fuel, by establishing standards for renewable fuel including biodiesel and biodiesel blended fuel, providing for terminology changes, and providing for penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Fraise, Johnson, Black, Brunkhorst, Courtney, Gaskill, Hahn, Hancock, Houser, Kibbie, Mulder, Putney, Ragan, and Rielly. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

COMMERCE

Bill Title: *[SENATE FILE 2364 \(SSB 3215\)](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including the securities and regulated industries bureau, insurance premium taxes, the uniform securities Act, insurance division procedures, regulation of insurance companies and other entities including administrative penalties, motor vehicle service contracts, county and state mutual insurance associations, reciprocal or interinsurance insurers, consolidation, merger and reinsurance contracts, insurance holding company systems, and cemeteries.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Behn, Warnstadt, Angelo, Beall, Courtney, Gronstal, Kettering, Larson, McCoy, McKinley, Rielly, Stewart, Wieck, Zaun, and Zieman. Nays, none. Absent, 1: Bolcom.

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 Commerce Committee on [Senate File 2364](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 2367 \(SSB 1281\)](#), a bill for an act requiring health care benefit coverage for certain prosthetic devices and providing an applicability date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Behn, Warnstadt, Angelo, Beall, Courtney, Gronstal, Kettering, Larson, McCoy, McKinley, Rielly, Stewart, Wieck, Zaun, and Zieman. Nays, none. Absent, 1: Bolcom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 2376 \(SSB 3239\)](#), a bill for an act relating to financial institutions including the regulation of state banks, bank holding companies, and industrial loan companies, and providing for penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Behn, Warnstadt, Beall, Courtney, Gronstal, Kettering, Larson, McCoy, McKinley, Rielly, Stewart, Wieck, Zaun, and Ziemann. Nays, 1: Angelo. Absent, 1: Bolckcom.

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 Commerce Committee on [Senate File 2376](#), and they were attached to the committee report.

GOVERNMENT OVERSIGHT

Bill Title: *[SENATE FILE 2365](#) (formerly [SF 406](#)), a bill for an act relating to the establishment of state and school antiharassment or antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 3: Courtney, Lundby, and Connolly. Nays, 1: Wieck. Absent, none.

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 Government Oversight Committee on [Senate File 2365](#), and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: *[SENATE FILE 2375](#) ([SSB 3039](#)), a bill for an act relating to services and requirements for current and former participants in the child welfare system.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Ragan, Seymour, Behn, Boettger, Bolckcom, Dotzler, Gaskill, Hatch, Houser, Johnson, Kreiman, Quirnbach, Tinsman, and Wood. Nays, none. Absent, none.

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 Human Resources Committee on [Senate File 2375](#), and they were attached to the committee report.

JUDICIARY

Bill Title: *[SENATE FILE 2362](#) ([SSB 3030](#)), a bill for an act relating to involuntary hospitalization proceedings for chronic substance abusers and persons with mental illness.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Kreiman, Miller, Boettger, Brunkhorst, Dvorsky, Fraise, Hancock, Horn, Larson, McKibben, Quirnbach, Schoenjahn, Tinsman, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

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 Judiciary Committee on [Senate File 2362](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2374 \(SSB 3235\)](#), a bill for an act containing various provisions relating to business entities, including limited partnerships, corporations, limited liability companies, cooperatives, and nonprofit corporations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Kreiman, Miller, Boettger, Brunkhorst, Dvorsky, Fraise, Hancock, Horn, Larson, McKibben, Quirnbach, Schoenjahn, Tinsman, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

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 Judiciary Committee on [Senate File 2374](#), and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: *[SENATE FILE 2370 \(SSB 3243\)](#), a bill for an act relating to local government innovation, creating a local government innovation commission and fund, creating a center for governing excellence, and including an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Shull, Houser, Kreiman, Lundby, McCoy, Mulder, Putney, Rielly, Schoenjahn, Stewart, and Zaun. Nays, none. Absent, none.

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 Local Government Committee on [Senate File 2370](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2371 \(SSB 3130\)](#), a bill for an act relating to satellite absentee voting at city primary and city runoff elections.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Shull, Houser, Kreiman, Lundby, McCoy, Mulder, Putney, Rielly, Schoenjahn, Stewart, and Zaun. Nays, none. Absent, none.

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 Local Government Committee on [Senate File 2371](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 2372](#) (formerly [SF 2100](#)), a bill for an act relating to funding for local emergency management and providing an applicability date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Shull, Houser, Kreiman, Lundby, McCoy, Mulder, Putney, Rielly, Schoenjahn, Stewart, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *[SENATE FILE 2363 \(SSB 3069\)](#), a bill for an act relating to water quality standards.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Black, Houser, Dearden, Gaskill, Hancock, Johnson, Kettering, Lundby, Miller, Putney, Schoenjahn, Seng, and Wood. Nays, none. Absent, 1: Bolkcom.

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 Natural Resources and Environment Committee on [Senate File 2363](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2366 \(SSB 3244\)](#), a bill for an act regulating dangerous wild animals, including their ownership and possession, requiring registration, providing for fees and appropriations, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Black, Houser, Dearden, Gaskill, Hancock, Johnson, Kettering, Lundby, Miller, Putney, Schoenjahn, Seng, and Wood. Nays, none. Absent, 1: Bolkcom.

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 Natural Resources and Environment Committee on [Senate File 2366](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 2377 \(SSB 3238\)](#), a bill for an act relating to animal feeding operations, by providing for standards and evaluations by the department of natural resources.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Black, Houser, Dearden, Gaskill, Hancock, Johnson, Kettering, Lundby, Miller, Putney, Schoenjahn, Seng, and Wood. Nays, none. Absent, 1: Bolkcom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2379 \(SSB 3247\)](#), a bill for an act authorizing the governor to designate April of each year as Aldo Leopold month.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Black, Houser, Dearden, Gaskill, Hancock, Johnson, Kettering, Lundby, Miller, Putney, Schoenjahn, Seng, and Wood. Nays, none. Absent, 1: Bolkcom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2381 \(SSB 3231\)](#), a bill for an act relating to combustion of solid waste with energy recovery.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Black, Houser, Dearden, Gaskill, Hancock, Johnson, Kettering, Lundby, Miller, Putney, Schoenjahn, Seng, and Wood. Nays, none. Absent, 1: Bolkcom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: *[SENATE FILE 2368 \(SSB 3140\)](#), a bill for an act concerning alcoholic beverage control relating to manufacturers providing free cleaning services to retailers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Horn, McKibben, Black, Brunkhorst, Connolly, Hatch, Kettering, Kibbie, Miller, Tinsman, Ward, Wieck, and Wood. Nays, 3: Danielson, Hancock, and Ziemann. Absent, none.

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 State Government Committee on [Senate File 2368](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 2373](#) (formerly [SF 2098](#)), a bill for an act relating to the certification and registration of real estate appraisers and providing a penalty.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Horn, McKibben, Black, Brunkhorst, Connolly, Danielson, Hancock, Hatch, Kettering, Kibbie, Miller, Tinsman, Ward, Wieck, Wood, and Ziemann. Nays, none. Absent, none.

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 State Government Committee on [Senate File 2373](#), and they were attached to the committee report.

AFTERNOON SESSION

The Senate reconvened at 2:06 p.m., President Kibbie presiding.

SPECIAL GUESTS

Senator Hahn presented the Honorable Merlin Hulse, former member of the Iowa Senate from Clarence, Iowa.

The Senate rose and expressed its welcome.

Senator Kibbie introduced Pat and Deb Kibbie, his son and daughter-in-law, from Emmetsburg, who were visiting the Senate.

The Senate rose and expressed its welcome.

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 March 7, 2006, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2558, a bill for an act relating to and making appropriations to the justice system and providing an effective date.

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

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Iverson asked and received unanimous consent to take up for consideration Senate Files 2207 and 2240.

Senate File 2207

On motion of Senator Wood, **Senate File 2207**, a bill for an act relating to the publication of official notices in English language newspapers, was taken up for consideration.

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?" ([S.F. 2207](#)), 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.

Senate File 2240

On motion of Senator Horn, [Senate File 2240](#), a bill for an act relating to disorderly conduct committed near a military funeral, memorial service, funeral procession, or burial, and providing penalties, was taken up for consideration.

Senator Warnstadt offered amendment [S-5021](#), filed by him on March 6, 2006, to page 1 and to the title page of the bill, and moved its adoption.

Amendment [S-5021](#) was adopted by a voice vote.

Senator Horn asked and received unanimous consent that [House File 2365](#) be substituted for [Senate File 2240](#).

House File 2365

On motion of Senator Horn, **House File 2365**, a bill for an act relating to committing disorderly conduct near a funeral, memorial service, funeral procession, or burial, and providing penalties, was taken up for consideration.

Senator Warnstadt offered amendment **S-5020**, filed by him on March 6, 2006, to page 1 of the bill, and moved its adoption.

Amendment **S-5020** was adopted by a voice vote.

With the adoption of amendment **S-5020**, the Chair ruled amendment **S-5025**, filed by Senator Hahn from the floor to page 1 of the bill, out of order.

Senator Warnstadt offered amendment **S-5024**, filed by him from the floor to page 1 and to the title page of the bill, and moved its adoption.

Amendment **S-5024** was adopted by a voice vote.

Senator Horn 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. 2365**), 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.

WITHDRAWN

Senator Horn asked and received unanimous consent that [Senate File 2240](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Iverson asked and received unanimous consent that [Senate File 2207](#) and [House File 2365](#) be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Iverson asked and received unanimous consent to take up for consideration Senate Files 2249, 2288, and 2289.

[Senate File 2249](#)

On motion of Senator Kreiman, [Senate File 2249](#), a bill for an act relating to the rights and responsibilities of a person providing family foster care, was taken up for consideration.

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?" ([S.F. 2249](#)), 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.

[Senate File 2288](#)

On motion of Senator Quirnbach, [Senate File 2288](#), a bill for an act providing for a postsecondary education subsidy upon a finding of paternity, 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?" ([S.F. 2288](#)), 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.

Senate File 2289

On motion of Senator Ward, **Senate File 2289**, a bill for an act relating to identification of publicly owned motor vehicles used by persons who provide off-site or in-home medical or mental health services, was taken up for consideration.

Senator Ward 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. 2289**), 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 Iverson asked and received unanimous consent that **Senate Files 2249, 2288, and 2289** be **immediately messaged** to the House.

**CONSIDERATION OF BILLS
(Regular Calendar)**

Senator Iverson asked and received unanimous consent to take up for consideration Senate Files 2290 and 2296.

Senate File 2290

On motion of Senator Ward, **Senate File 2290**, a bill for an act relating to the payment of costs of reasonable attorney fees and other expenses related to certain paternity and adoption proceedings, was taken up for consideration.

Senator Ward 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. 2290**), 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.

Senate File 2296

On motion of Senator McKibben, **Senate File 2296**, a bill for an act relating to dogs, including the right to kill a tagged dog and the

liability of a dog's owner for damages caused by the dog, was taken up for consideration.

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?" ([S.F. 2296](#)), 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 Iverson asked and received unanimous consent that **Senate Files 2290** and **2296** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Iverson asked and received unanimous consent to take up for consideration Senate Files 2299 and 2304.

Senate File 2299

On motion of Senator Beall, **Senate File 2299**, a bill for an act relating to credit unions and other financial organizations by providing for public funds requirements, membership qualifications, and preservation of records, was taken up for consideration.

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?" (**S.F. 2299**), 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.

Senate File 2304

On motion of Senator Ward, **Senate File 2304**, a bill for an act relating to indigent defense claims and the reimbursement of costs in juvenile cases paid by a county, was taken up for consideration.

Senator Ward 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. 2304](#)), 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 Iverson asked and received unanimous consent that **Senate Files 2299** and **2304** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Iverson, the Senate adjourned at 3:15 p.m. until 8:30 a.m., Wednesday, March 8, 2006.

APPENDIX -- 2**INTRODUCTION OF BILL**

Senate File 2382, by committee on Local Government, a bill for an act allowing certain assessing jurisdictions to jointly employ an assessor.

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

STUDY BILLS RECEIVED**SSB 3249 Appropriations**

Relating to the housing trust fund and making appropriations.

SSB 3250 Ways and Means

Relating to property taxation and local budgets by modifying the school foundation formula and making related property tax credit changes, abolishing county compensation boards, changing the number of signatures necessary to protest an adopted county budget, adding information to be included on county and city budgets, exempting school foundation property taxes from incremental taxes collected by certain urban renewal areas, eliminating the assessment limitation for residential and agricultural property, limiting taxable value of residential property, establishing an implementation task force, and including effective and retroactive and other applicability date provisions.

SSB 3251 Ways and Means

Concerning residential property and property taxation within a self-supported municipal improvement district and providing that related notices may be sent by first class mail.

SSB 3252 Ways and Means

Establishing a study of the property assessment and assessment appeal process as it relates to property taxation and providing an appropriation.

SUBCOMMITTEE ASSIGNMENTS

[Senate Resolution 122](#)

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

[Senate Resolution 123](#)

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

[Senate File 2182](#)

WAYS AND MEANS: McCoy and Ziemann, Co-chairs; Dotzler and McKinley

[Senate File 2256](#)

WAYS AND MEANS: Danielson and Miller, Co-chairs; Seng and Zaun

[Senate File 2258](#)

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

[Senate File 2307](#)

WAYS AND MEANS: Bolkom and McKinley, Co-chairs; Dotzler and Hahn

[SSB 3249](#)

APPROPRIATIONS: Dotzler and Ward, Co-chairs; Angelo and Dvorsky

[SSB 3250](#)

WAYS AND MEANS: Miller and Quirnbach, Co-chairs; Bolkom, Connolly, Wieck, and Ziemann

[SSB 3251](#)

WAYS AND MEANS: Connolly and Wieck, Co-chairs; Bolkom, Miller, Quirnbach, and Ziemann

[SSB 3252](#)

WAYS AND MEANS: Quirnbach and Ziemann, Co-chairs; Bolkom and Miller

FINAL COMMITTEE REPORT OF BILL ACTION

LOCAL GOVERNMENT

Bill Title: *[SENATE FILE 2382](#) (formerly [SF 2106](#)), a bill for an act allowing certain assessing jurisdictions to jointly employ an assessor.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Quirnbach, Shull, Lundby, McCoy, Putney, Rielly, and Zaun.
Nays, 5: Houser, Kreiman, Mulder, Schoenjahn, and Stewart. Absent, none.

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 Local Government Committee on [Senate File 2382](#), and they were attached to the committee report.

BILL 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 bill has 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 7th day of March, 2006:

[Senate File 2056](#).

MICHAEL E. MARSHALL
Secretary of the Senate

AMENDMENTS FILED

S-5023	S.F. 2252	Brad Zaun
S-5024	H.F. 2365	Steve Warnstadt
S-5025	H.F. 2365	James F. Hahn
S-5026	S.F. 2272	Bob Brunkhorst Frank B. Wood
S-5027	S.F. 2301	Larry McKibben
S-5028	S.F. 2353	Roger Stewart
S-5029	S.F. 2264	Keith A. Kreiman
S-5030	S.F. 2368	Pat Ward