

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, MARCH 28, 2006

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JOURNAL OF THE SENATE

SEVENTY-NINTH CALENDAR DAY
FORTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 28, 2006

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

Prayer was offered by Bryan English, former youth pastor of the First Baptist Church in Spencer, Iowa. He was the guest of Senator Johnson.

The Journal of Monday, March 27, 2006, was approved.

SPECIAL GUESTS

Senator Black introduced to the Senate chamber Huei-wen Hsu, Education Director of the Taipei Economic and Cultural Office, Ministry of Education, Republic of China, Taiwan. She was accompanied by Cyndi Chen, Wendy Chen, Frank Affinato, and May May Ng.

The Senate rose and expressed its welcome.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Connolly asked and received unanimous consent to take up for consideration Senate Resolutions 139, 138, and 142.

Senate Resolution 139

On motion of Senator Shull, **Senate Resolution 139**, a resolution honoring the Norwalk High School Girls' Basketball Team, with report of committee recommending passage, was taken up for consideration.

Senator Shull moved the adoption of [Senate Resolution 139](#), which motion prevailed by a voice vote.

[Senate Resolution 138](#)

On motion of Senator Hatch, [Senate Resolution 138](#), a resolution honoring the Des Moines Roosevelt High School Girls' Basketball Team, with report of committee recommending passage, was taken up for consideration.

Senator Hatch moved the adoption of [Senate Resolution 138](#), which motion prevailed by a voice vote.

[Senate Resolution 142](#)

On motion of Senator Zaun, [Senate Resolution 142](#), a resolution congratulating the Des Moines Hoover High School Boys' Basketball Team on winning the class 4-A championship at the 2006 Iowa Boys' State Basketball Tournament, with report of committee recommending passage, was taken up for consideration.

Senator Zaun moved the adoption of [Senate Resolution 142](#), which motion prevailed by a voice vote.

The Senate stood at ease at 9:08 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:08 a.m., President Lamberti presiding.

UNFINISHED BUSINESS

[Senate File 2390](#)

On motion of Senator Danielson, [Senate File 2390](#), a bill for an act relating to the sales and use tax exemption for central office equipment and transmission equipment used in telecommunications operations, placed on the Unfinished Business Calendar on March 23, 2006, was taken up for consideration.

Senator Danielson 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. 2390](#)), 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.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2593 and 2512.

[House File 2593](#)

On motion of Senator Ward, [House File 2593](#), a bill for an act relating to activities of lobbyists and the ethical conduct of state officials and employees, with report of committee recommending passage, 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?" ([H.F. 2593](#)), 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.

[House File 2512](#)

On motion of Senator Danielson, [House File 2512](#), a bill for an act relating to the jurisdiction of the ethics and campaign disclosure board and including effective date and retroactive applicability provisions and subjecting violators to remedies and penalties, with report of committee recommending passage, was taken up for consideration.

Senator Bolkcom asked and received unanimous consent that action on [House File 2512](#) be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2390](#) and [House File 2593](#) be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED

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 28, 2006, **passed** the following bills in which the concurrence of the House was asked:

[**Senate File 2194**](#), a bill for an act relating to county, city, and school board publication of allowed claims.

[**Senate File 2252**](#), a bill for an act relating to adoption petitions and proceedings including the information required to be included in an adoption petition.

[**Senate File 2292**](#), a bill for an act relating to farm tenancies.

[**Senate File 2338**](#), a bill for an act modifying provisions relating to utilization of indirect cost reimbursements in appropriations to the office of grants enterprise management of the department of management, and making an appropriation.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:26 a.m. until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 2:10 p.m., President Lamberti presiding.

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 28, 2006, **passed** the following bills in which the concurrence of the House was asked:

[**Senate File 2253**](#), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier

omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions.

[Senate File 2264](#), a bill for an act relating to the duties of county recorders and county auditors concerning instruments affecting real estate and certain other filings recorded by the county recorder.

[Senate File 2320](#), a bill for an act relating to the development of an Iowa studies professional development plan and the establishment of an Iowa studies committee.

[Senate File 2342](#), a bill for an act relating to the appointment of district associate judges and magistrates.

[Senate File 2353](#), a bill for an act relating to debt management, mortgage bankers and brokers, delayed deposit services, regulated loans, and industrial loans, and providing for fees and penalties.

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

ALSO: That the House has on March 28, 2006, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2654](#), a bill for an act relating to motor vehicles and the powers and duties of the county treasurer in relation to motor vehicles and property taxation and including effective and applicability date provisions.

Read first time and attached to **similar** [Senate File 2351](#).

INTRODUCTION OF RESOLUTION

[Senate Resolution 144](#), by Mulder, a resolution honoring Iowa basketball great Deb Remmerde.

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

RECESS

On motion of Senator Gronstal, the Senate recessed at 2:11 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 2:13 p.m., President Lamberti presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 144](#), a resolution honoring Iowa basketball great Deb Remmerde.

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.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 144](#).

[Senate Resolution 144](#)

On motion of Senator Mulder, [Senate Resolution 144](#), a resolution honoring Iowa basketball great Deb Remmerde, with report of committee recommending passage, was taken up for consideration.

Senator Mulder moved the adoption of [Senate Resolution 144](#), which motion prevailed by a voice vote.

The Senate stood at ease at 2:24 p.m. until the fall of the gavel for the purpose of a Republican caucus.

The Senate resumed session at 3:15 p.m., President Lamberti presiding.

HOUSE MESSAGE RECEIVED

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 28, 2006, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2199, a bill for an act concerning the purchase of service under the Iowa department of public safety peace officers' retirement, accident, and disability system.

BUSINESS PENDING

House File 2512

The Senate resumed consideration of **House File 2512**, a bill for an act relating to the jurisdiction of the ethics and campaign disclosure board and including effective date and retroactive applicability provisions and subjecting violators to remedies and penalties, previously deferred.

Senator Danielson 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. 2512**), 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
Dvorsky

Kibbie
Kreiman

Rielly
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.

UNFINISHED BUSINESS
(Deferred March 20, 2006)

[House File 2712](#)

The Senate resumed consideration of **[House File 2712](#)**, a bill for an act establishing a deferred retirement option plan for members of the statewide fire and police retirement system and including an implementation provision, deferred March 20, 2006.

Senator McKibben withdrew amendment **[S-5099](#)**, filed by him on March 20, 2006, to page 3 and to the title page of the bill.

Senator Brunkhorst asked and received unanimous consent that action on **[House File 2712](#)** be **deferred**.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2395, 2509, and 2569.

[House File 2395](#)

On motion of Senator Mulder, **[House File 2395](#)**, a bill for an act directing the state board of regents to conduct a study of the admissions requirements common to the state universities, with report of committee recommending passage, was taken up for consideration.

Senator Mulder 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. 2395](#)), 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.

[House File 2509](#)

On motion of Senator Quirnbach, [House File 2509](#), a bill for an act relating to financial education for applicants for and participants in the family investment program, with report of committee recommending passage, was taken up for consideration.

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

On the question “Shall the bill pass?” ([H.F. 2509](#)), 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.

House File 2569

On motion of Senator Shull, [House File 2569](#), a bill for an act relating to the operation of all-terrain vehicles on the highway for limited purposes, with report of committee recommending passage, was taken up for consideration.

Senator Shull 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. 2569](#)), 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 **House Files 2395, 2509, 2512, and 2569** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2661 and 2240.

[House File 2661](#)

On motion of Senator Shull, [House File 2661](#), a bill for an act relating to the linked investments for tomorrow Act, with report of committee recommending passage, was taken up for consideration.

Senator Shull 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. 2661](#)), 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.

House File 2240

On motion of Senator Stewart, **House File 2240**, a bill for an act relating to county board of supervisor vacancies, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Stewart offered amendment **S-5122**, filed by the committee on Local Government on March 22, 2006, to page 1 of the bill, and moved its adoption.

Amendment **S-5122** was adopted by a voice vote.

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?" (**H.F. 2240**), 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.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Concurrent Resolution 105](#).

[Senate Concurrent Resolution 105](#)

On motion of Senator Iverson, [Senate Concurrent Resolution 105](#), a concurrent resolution requesting the legislative council to establish an interim committee to study emergency services in the state, with report of committee recommending passage, was taken up for consideration.

Senator Iverson moved the adoption of [Senate Concurrent Resolution 105](#), which motion prevailed by a voice vote.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2708 and 2282.

[House File 2708](#)

On motion of Senator Tinsman, [House File 2708](#), a bill for an act concerning the veterans trust fund by providing for the minimum balance necessary in order to expend funds from the veterans trust fund, providing an individual income tax checkoff for the fund, and providing for an annual report concerning the fund, and including a retroactive applicability provision, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" ([H.F. 2708](#)), the vote was:

Yeas, 47:

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

Nays, 3:

Angelo	Brunkhorst	McKinley
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Absent, none.

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

[House File 2282](#)

On motion of Senator Mulder, [House File 2282](#), a bill for an act relating to the election of mayor and city council members in a city governed by the council-manager-at-large form of city government, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Mulder offered amendment [S-5121](#), filed by the committee on Local Government on March 22, 2006, to page 2 and to the title page of the bill.

Senator Beall offered amendment [S-5134](#), filed by Senator Beall, et al., from the floor to page 1 of amendment [S-5121](#), and moved its adoption.

Amendment [S-5134](#) was adopted by a voice vote.

Senator Mulder moved the adoption of amendment [S-5121](#), as amended, which motion prevailed by a voice vote.

Senator Mulder 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. 2282](#)), 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 [Senate Concurrent Resolution 105](#) and **House Files 2240, 2282, 2661, and 2708** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2696, 2695, and 2611.

[House File 2696](#)

On motion of Senator Horn, [House File 2696](#), a bill for an act relating to the disposal of a controlled substance, with report of committee recommending passage, was taken up for consideration.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Gronstal, until he returns.

BUSINESS PENDING

House File 2696

The Senate resumed consideration of [House File 2696](#).

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. 2696](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Larson	Seymour
Beall	Gaskill	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:

Gronstal

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Courtney, until he returns, on request of Senator Schoenjahn.

House File 2695

On motion of Senator Hancock, **House File 2695**, a bill for an act relating to landlords and tenants including notice requirements to terminate a periodic tenancy and service of a petition for forcible entry and detainer by publication, with report of committee recommending passage, was taken up for consideration.

Senator Hancock 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. 2695**), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Courtney Gronstal

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

House File 2611

On motion of Senator Johnson, **House File 2611**, a bill for an act authorizing the department of natural resources to issue a fishing permit to certain students, with report of committee recommending passage, was taken up for consideration.

Senator Johnson 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. 2611**), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Courtney Gronstal

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

IMMEDIATELY MESSAGED

Senator Schoenjahn asked and received unanimous consent that **House Files 2611, 2695, and 2696** be **immediately messaged** to the House.

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 28, 2006, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2267, a bill for an act relating to safe motor vehicle operation, including penalties for certain motor vehicle violations causing death or serious injury and classroom instruction for driver education courses.

ALSO: That the House has on March 28, 2006, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 2183, a bill for an act allowing cities and counties to create enterprise zones near modes of transportation. (**S-5135**)

ADJOURNMENT

On motion of Senator Schoenjahn, the Senate adjourned at 4:26 p.m. until 8:30 a.m., Wednesday, March 29, 2006.

APPENDIX**REPORTS OF COMMITTEE MEETINGS****APPROPRIATIONS**

Convened: March 28, 2006, 11:10 a.m.

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

Members Absent: Black, Connolly, Dotzler, and Hatch (all excused).

Committee Business: Approved HFs 2527 (without recommendation), 2557 (without recommendation), and 2558 (without recommendation).

Adjourned: 11:15 a.m.

BUSINESS AND LABOR RELATIONS

Convened: March 28, 2006, 1:05 p.m.

Members Present: Dearden and Wieck, Co-chairs; Behn, Courtney, Dotzler, Horn, Seng, Seymour, and Shull.

Members Absent: McKibben (excused).

Committee Business: Approved Governor's appointments.

Adjourned: 1:20 p.m.

EDUCATION

Convened: March 28, 2006, 1:10 p.m.

Members Present: Connolly and McKinley, Co-chairs; Beall, Boettger, Brunkhorst, Kreiman, Mulder, Quirnbach, Schoenjahn, Ward, and Wood.

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

Committee Business: Approved Governor's appointment.

Adjourned: 1:15 p.m.

HUMAN RESOURCES

Convened: March 28, 2006, 1:35 p.m.

Members Present: Ragan and Seymour, Co-chairs; Behn, Boettger, Dotzler, Gaskill, Hatch, Houser, Johnson, Kreiman, Quirnbach, Tinsman, and Wood.

Members Absent: Bolkcom (excused).

Committee Business: Approved Governor's appointments.

Adjourned: 1:45 p.m.

RULES AND ADMINISTRATION

Convened: March 28, 2006, 2:12 p.m.

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

Members Absent: None.

Committee Business: Approved [SR 144](#).

Adjourned: 2:13 p.m.

INTRODUCTION OF RESOLUTIONS

[Senate Resolution 143](#), by Bolkcom, Johnson, Ragan, Seymour, Tinsman, and Hatch, a resolution requesting the legislative council to establish an interim committee to conduct a study of issues related to home visiting for families with a newborn child.

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

[Senate Resolution 145](#), by Ward, a resolution honoring the Valley High School mock trial program and congratulating its mock trial team on winning the Iowa High School Mock Trial State Tournament.

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

[Senate Resolution 146](#), by Johnson, a resolution honoring the city of Peterson, Iowa, on its sesquicentennial.

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

Senate Resolution 147, by Johnson, a resolution recognizing and honoring the work of Easter Seals and its efforts to help persons with disabilities.

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

Senate Resolution 148, by Quirnbach, Mulder, Johnson, Shull, Houser, Kibbie, Dvorsky, Gronstal, Courtney, Fraise, Schoenjahn, Wood, Bolkcom, Dearden, Rielly, Hancock, Seng, Horn, Warnstadt, Dotzler, Danielson, Ragan, Kreiman, Beall, Stewart, Connolly, McCoy, Black, Hatch, Brunkhorst, Hahn, Behn, Miller, Kettering, Seymour, Angelo, McKinley, Ward, Wieck, Tinsman, Gaskill, Lamberti, Putney, Iverson, Lundby, Boettger, Zieman, McKibben, Zaun, and Larson, a resolution to welcome the 2006 Special Olympics USA National Games to Iowa.

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

STUDY BILL RECEIVED

SSB 3263 **Ways and Means**

Relating to school funding by increasing the foundation property tax levy, increasing the regular program foundation base, providing on-time funding for school districts with increasing enrollment, replacing the local option sales and services tax for school infrastructure purposes with an increase in the state sales and use tax rates, making an appropriation, and including an effective date provision.

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 143

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

SSB 3263

WAYS AND MEANS: Connolly and Zaun, Co-chairs; Danielson and McKibben

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: [HOUSE FILE 2527](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of cultural affairs, the department of education, and the state board of regents and including effective and retroactive applicability dates.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 19: Angelo, Dvorsky, Boettger, Bolkcom, Fraise, Gaskill, Johnson, Kettering, Lamberti, Miller, Putney, Ragan, Seng, Seymour, Shull, Stewart, Tinsman, Ward, and Warnstadt. Nays, 1: Horn. Absent, 4: Black, Connolly, Dotzler, and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 2557](#), a bill for an act relating to and making appropriations to the judicial branch.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 20: Angelo, Dvorsky, Boettger, Bolkcom, Fraise, Gaskill, Horn, Johnson, Kettering, Lamberti, Miller, Putney, Ragan, Seng, Seymour, Shull, Stewart, Tinsman, Ward, and Warnstadt. Nays, none. Absent, 4: Black, Connolly, Dotzler, and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 2558](#), a bill for an act relating to and making appropriations to the justice system and providing an effective date.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 20: Angelo, Dvorsky, Boettger, Bolkcom, Fraise, Gaskill, Horn, Johnson, Kettering, Lamberti, Miller, Putney, Ragan, Seng, Seymour, Shull, Stewart, Tinsman, Ward, and Warnstadt. Nays, none. Absent, 4: Black, Connolly, Dotzler, and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Jill Avery – Administrator of the Division of Persons with Disabilities

Kathryn L. Baumann-Reese – Administrator of the Division of Deaf Services

The following appointee, assigned to a standing committee for investigation, was placed on the Individual Confirmation Calendar without recommendation for confirmation:

BUSINESS AND LABOR RELATIONS

Christopher Godfrey – Workers' Compensation Commissioner

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Calendar with recommendation for confirmation:

BUSINESS AND LABOR RELATIONS

Elizabeth Seiser – Employment Appeal Board

James Riordan – Chair of the Public Employment Relations Board

Jerome Amos, Jr. – Iowa Workforce Development Board
Kenneth Anderson – Iowa Workforce Development Board
Vicki Duchene – Iowa Workforce Development Board
David Owen – Iowa Workforce Development Board
Norma Schmoker – Iowa Workforce Development Board

EDUCATION

N. Brian Gentry – State Board of Education

HUMAN RESOURCES

Terri Craft – Board of Athletic Training Examiners

John Freeland – Board of Behavioral Science Examiners

Behnaz Soulati – Commission for the Blind

Camella Richards – Child Advocacy Board
Heather Stephenson – Child Advocacy Board
Nancylee Ziese – Child Advocacy Board

Thomas Letsche – Commission on Community Action Agencies

Brenda Wernimont – Commission on the Deaf

Rebecca Burgart – Iowa Empowerment Board
Christopher Carman – Iowa Empowerment Board
John Dotson – Iowa Empowerment Board

John Baker – Healthy and Well Kids in Iowa (HAWK-I) Board
Angelita Ramirez – Healthy and Well Kids in Iowa (HAWK-I) Board

Rita Arora – Commission on the Status of Iowans of Asian and Pacific Islander Heritage

Thomas Baccam – Commission on the Status of Iowans of Asian and Pacific Islander Heritage

Cyndi Chen – Commission on the Status of Iowans of Asian and Pacific Islander Heritage

Lin Ly – Commission on the Status of Iowans of Asian and Pacific Islander Heritage

Philippe Gallant – Board of Interpreters for the Hearing Impaired Examiners
Diana Kautzky – Board of Interpreters for the Hearing Impaired Examiners
Cynthia Smith-Byer – Board of Interpreters for the Hearing Impaired Examiners

Janice Heikes – Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission

Cindy Kaestner – Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission

Mara Swanson – Board of Physician Assistant Examiners

Christopher Atchison – Prevention of Disabilities Policy Council
Diane Schroeder – Prevention of Disabilities Policy Council

Andrea Coziahr – Commission on Tobacco Use Prevention and Control
Catherine Lillehoj – Commission on Tobacco Use Prevention and Control

Thomas Carnahan – Commission on the Status of Women
Carla Espinoza – Commission on the Status of Women
Sue Mullins – Commission on the Status of Women
Matthew Wissing – Commission on the Status of Women

AMENDMENTS FILED

S-5127	S.F. 2107	David Miller
S-5128	H.F. 2546	David Miller
S-5129	H.F. 2351	Jeff Angelo
S-5130	S.F. 2394	Michael Connolly
S-5131	S.F. 2361	Jerry Behn
		Steve Warnstadt
S-5132	H.F. 2508	William A. Dotzler, Jr.
S-5133	H.F. 2651	Keith A. Kreiman
S-5134	H.F. 2282	Daryl Beall
		Keith A. Kreiman
		Dave Mulder
		Mary Lundby
		Herman C. Quirnbach
		Tom Rielly
		Brian Schoenjahn
		Doug Shull
		Brad Zaun
S-5135	S.F. 2183	House