

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, MARCH 29, 2006

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JOURNAL OF THE SENATE

EIGHTIETH CALENDAR DAY
FORTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 29, 2006

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

Prayer was offered by Reverend John Hembry, pastor of the United Methodist Church in Sigourney, Iowa. He was the guest of Senator Rielly.

The Journal of Tuesday, March 28, 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 28, 2006, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2754, a bill for an act relating to renewable fuel and energy, providing incentives for infrastructure used to store and dispense renewable fuel, providing for income tax credits and excise taxes, providing for penalties, and providing effective and applicability dates, including retroactive applicability.

Read first time and attached to **similar Senate File 2383**.

House File 2759, a bill for an act providing for the appropriation of moneys to support renewable fuel infrastructure, and providing a contingent effective date.

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

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Courtney asked and received unanimous consent to take up for consideration [Senate Resolution 116](#).

[Senate Resolution 116](#)

On motion of Senator McCoy, [Senate Resolution 116](#), a resolution congratulating the Homesteaders Life Company on its centennial year, with report of committee recommending passage, was taken up for consideration.

Senator McCoy moved the adoption of [Senate Resolution 116](#), which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator McKinley welcomed to the Senate chamber Queen Leah Nieboer and representatives from Pella's Seventy-first Annual Tulip Time Festival. Queen Nieboer invited the Senate to attend this year's festival on May 4, 5, and 6, 2006.

Queen Nieboer introduced the following members of her court: Alexandra Kanis, Leisel Schroder, Sierra Smith, and Laurel Van Dusseldorp. President Lamberti gave Queen Nieboer a kiss, and she, in turn, presented President Lamberti with a package of the famous Pella Dutch pasteries.

The Queen, her attendants, and their parents distributed pastries to the senators and staff.

The Senate stood at ease at 9:00 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:00 a.m., President Pro Tempore McKibben presiding.

CONSIDERATION OF RESOLUTIONS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolutions 129 and 127.

Senate Resolution 129

On motion of Senator Seymour, **Senate Resolution 129**, a resolution to recognize the month of May 2006 as Heart Health Month, with report of committee recommending passage, was taken up for consideration.

Senator Seymour moved the adoption of **Senate Resolution 129**, which motion prevailed by a voice vote.

Senate Resolution 127

On motion of Senator Ragan, **Senate Resolution 127**, a resolution to recognize the sesquicentennial of the city of Osage, Iowa, with report of committee recommending passage, was taken up for consideration.

Senator Ragan moved the adoption of **Senate Resolution 127**, which motion prevailed by a voice vote.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Ziemann, for the day, on request of Senator Hahn; and Senator Rielly, for the day, on request of Senator Gronstal.

UNFINISHED BUSINESS

Senate File 2389

On motion of Senator Danielson, **Senate File 2389**, a bill for an act concerning the offset of workers' compensation benefits under the peace officers' retirement, accident, and disability retirement system and including an effective date and retroactive applicability provision, placed on the Unfinished Business Calendar on March 23, 2006, with

report of committee recommending passage, 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. 2389](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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 2588 and 2586.

[House File 2588](#)

On motion of Senator Seymour, [House File 2588](#), a bill for an act relating to the criminal and abuse registry checks required of a person employed by a licensed health care facility, with report of committee recommending passage, was taken up for consideration.

Senator Seymour 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. 2588](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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

[House File 2586](#)

On motion of Senator Dotzler, [House File 2586](#), a bill for an act relating to the collection of liquidated debts owed to and various authorizations issued by the labor commissioner, with report of committee recommending passage, was taken up for consideration.

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. 2586](#)), the vote was:

Yeas, 48:

Angelo	Dvorsky	Kibbie	Ragan
Beall	Fraise	Kreiman	Schoenjahn

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

Nays, none.

Absent, 2:

Rielly Zieman

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2389](#) and **House Files 2586** and **2588** 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 2507, 2330, 2505, 2508, and 2244.

[House File 2507](#)

On motion of Senator Courtney, [House File 2507](#), a bill for an act relating to priority of labor or wage claims over other debts when an employer's property is placed in receivership or otherwise seized by creditors, with report of committee recommending passage, was taken up for consideration.

Senator Courtney 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. 2507](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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

[House File 2330](#)

On motion of Senator Tinsman, [House File 2330](#), a bill for an act relating to the allowed growth factor adjustment funding for county mental health, mental retardation, and developmental disabilities services funds and including effective date and retroactive applicability provisions, 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. 2330](#)), the vote was:

Yeas, 46:

Angelo	Dvorsky	Kreiman	Seng
Beall	Fraise	Lamberti	Seymour
Behn	Gaskill	Larson	Shull
Black	Gronstal	Lundby	Stewart

Boettger	Hahn	McCoy	Tinsman
Bolkcom	Hancock	McKinley	Ward
Brunkhorst	Hatch	Miller	Warnstadt
Connolly	Horn	Mulder	Wieck
Courtney	Houser	Putney	Wood
Danielson	Iverson	Quirnbach	Zaun
Dearden	Johnson	Ragan	
Dotzler	Kibbie	Schoenjahn	

Nays, 2:

Kettering McKibben

Absent, 2:

Rielly Zieman

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

[House File 2505](#)

On motion of Senator Horn, [House File 2505](#), a bill for an act authorizing the labor commissioner to represent laborers or employees seeking wage claims in pending receivership or seizure actions and providing an applicability date, with report of committee recommending passage, was taken up for consideration.

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. 2505](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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

[House File 2508](#)

On motion of Senator Behn, [House File 2508](#), a bill for an act relating to direct deposit of wages and creating an exception to the payday information employers are required to provide each employee under the Iowa wage payment collection law and providing for retroactive applicability, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler offered amendment [S-5132](#), filed by him on March 28, 2006, to page 1 of the bill.

Senator Behn asked and received unanimous consent that action on amendment [S-5132](#) and [House File 2508](#) be **deferred**.

[House File 2244](#)

On motion of Senator Dearden, [House File 2244](#), a bill for an act relating to hunting and fishing licenses for certain veterans, with report of committee recommending passage, was taken up for consideration.

Senator Dearden 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. 2244](#)), the vote was:

Yeas, 48:

Angelo	Dvorsky	Kibbie	Ragan
Beall	Fraise	Kreiman	Schoenjahn
Behn	Gaskill	Lamberti	Seng
Black	Gronstal	Larson	Seymour
Boettger	Hahn	Lundby	Shull

Bolkcom	Hancock	McCoy	Stewart
Brunkhorst	Hatch	McKibben	Tinsman
Cannolly	Horn	McKinley	Ward
Courtney	Houser	Miller	Warnstadt
Danielson	Iverson	Mulder	Wieck
Dearden	Johnson	Putney	Wood
Dotzler	Kettering	Quirnbach	Zaun

Nays, none.

Absent, 2:

Rielly Zieman

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

BUSINESS PENDING

[House File 2508](#)

The Senate resumed consideration of [House File 2508](#), a bill for an act relating to direct deposit of wages and creating an exception to the payday information employers are required to provide each employee under the Iowa wage payment collection law and providing for retroactive applicability, and amendment [S-5132](#), previously deferred.

Senator Dotzler moved the adoption of amendment [S-5132](#), which motion prevailed by a voice vote.

Senator Behn 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. 2508](#)), the vote was:

Yeas, 48:

Angelo	Dvorsky	Kibbie	Ragan
Beall	Fraise	Kreiman	Schoenjahn
Behn	Gaskill	Lamberti	Seng
Black	Gronstal	Larson	Seymour
Boettger	Hahn	Lundby	Shull
Bolkcom	Hancock	McCoy	Stewart
Brunkhorst	Hatch	McKibben	Tinsman

Connolly	Horn	McKinley	Ward
Courtney	Houser	Miller	Warnstadt
Danielson	Iverson	Mulder	Wieck
Dearden	Johnson	Putney	Wood
Dotzler	Kettering	Quirnbach	Zaun

Nays, none.

Absent, 2:

Rielly Zieman

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 2244, 2330, 2505, 2507, and 2508** 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 2171, 2564, 2493, and 537.

[House File 2171](#)

On motion of Senator Dearden, [House File 2171](#), a bill for an act allowing fishing without a license for certain persons who fish in a supervised group, with report of committee recommending passage, was taken up for consideration.

Senator Dearden 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. 2171](#)), the vote was:

Yeas, 48:

Angelo	Dvorsky	Kibbie	Ragan
Beall	Fraise	Kreiman	Schoenjahn
Behn	Gaskill	Lamberti	Seng

Black	Gronstal	Larson	Seymour
Boettger	Hahn	Lundby	Shull
Bolkcom	Hancock	McCoy	Stewart
Brunkhorst	Hatch	McKibben	Tinsman
Connolly	Horn	McKinley	Ward
Courtney	Houser	Miller	Warnstadt
Danielson	Iverson	Mulder	Wieck
Dearden	Johnson	Putney	Wood
Dotzler	Kettering	Quirnbach	Zaun

Nays, none.

Absent, 2:

Rielly Zieman

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

[House File 2564](#)

On motion of Senator Boettger, [House File 2564](#), a bill for an act relating to notification of parents, guardians, or custodians of children receiving child care from an unregistered child care home when it is determined that child abuse involving the home has occurred, with report of committee recommending passage, was taken up for consideration.

Senator Boettger 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. 2564](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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 Brunkhorst, until he returns, on request of Shull.

[House File 2493](#)

On motion of Senator Dotzler, [House File 2493](#), a bill for an act providing for the establishment of a viral hepatitis program and study, with report of committee recommending passage, was taken up for consideration.

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. 2493](#)), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Brunkhorst Rielly Zieman

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

House File 537

On motion of Senator Kettering, [House File 537](#), a bill for an act relating to the investment of public funds by the treasurer of state, state agencies, and political subdivisions including the investment of public funds not covered by federal deposit insurance in certificates of deposit, with report of committee recommending passage, was taken up for consideration.

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

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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 537, 2171, 2493, and 2564** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:20 a.m. until 4:30 p.m.

AFTERNOON SESSION

The Senate reconvened at 4:25 p.m., President Pro Tempore McKibben presiding.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 722, 2333, 2712, and 2337.

[House File 722](#)

On motion of Senator Hatch, [House File 722](#), a bill for an act providing for the creation of an electronic drug database, establishing fees, providing penalties, and providing an effective date, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hatch offered amendment [S-5126](#), filed by the committee on Human Resources on March 27, 2006, striking and replacing everything after the enacting clause and to the title page of the bill.

Senator Hatch offered amendment [S-5139](#), filed by Senators Hatch and Seymour from the floor to page 1 of amendment [S-5126](#), and moved its adoption.

Amendment [S-5139](#) was adopted by a voice vote.

Senator Seymour offered amendment [S-5137](#), filed by Senators Seymour and Hatch from the floor to page 2 of amendment [S-5126](#), and moved its adoption.

Amendment [S-5137](#) was adopted by a voice vote.

Senator Hatch moved the adoption of amendment [S-5126](#), as amended, which motion prevailed by a voice vote.

Senator Hatch 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. 722](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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

[House File 2333](#)

On motion of Senator Wood, [House File 2333](#), a bill for an act prohibiting a person or club holding a liquor control license or retail wine or beer permit from distributing or possessing machines used to vaporize an alcoholic beverage for consumption and making penalties

applicable, with report of committee recommending passage, 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?" ([H.F. 2333](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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

UNFINISHED BUSINESS
(Deferred March 28, 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 28, 2006.

Senator Brunkhorst offered amendment [S-5140](#), filed by him from the floor to page 3 of the bill, and moved its adoption.

Amendment [S-5140](#) lost by a voice vote.

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

On the question "Shall the bill pass?" ([H.F. 2712](#)), the vote was:

Yeas, 43:

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

Nays, 5:

Angelo	Houser	McKinley
Brunkhorst	Kettering	

Absent, 2:

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

WITHDRAWN

President Kibbie asked and received unanimous consent that [Senate File 2265](#) be **withdrawn** from further consideration of the Senate.

[House File 2337](#)

On motion of Senator Kreiman, [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, with report of committee recommending passage, 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?" ([H.F. 2337](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Rielly Zieman

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 722, 2333, 2337, and 2712** 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 29, 2006, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 2262](#), a bill for an act relating to the prepayment of agricultural loans secured by a real estate mortgage.

Senate File 2305, a bill for an act concerning wine, including the allowable alcohol content of wine and inspection of certain wine permittees.

ALSO: That the House has on March 29, 2006, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2331, a bill for an act to eliminate certain restrictions on the authority of a physician assistant to prescribe certain schedule II controlled substances.

Read first time and attached to **similar Senate File 2386**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:05 p.m. until 8:30 a.m., Thursday, March 30, 2006.

APPENDIX

EXPLANATION OF VOTE

MR. PRESIDENT: I was necessarily absent from the Senate chamber on March 29, 2006, when the vote was taken on [House File 2493](#). Had I been present, I would have voted "Yea."

BOB BRUNKHORST

CERTIFICATES OF RECOGNITION

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

Elizabeth Boyer, Fort Madison—For celebrating your 85th birthday. Senator Fraise (3/29/06).

Carla Brasch, Waterloo—For celebrating your 90th birthday. Senator Dotzler (3/29/06).

Willard C. Dale, Waterloo—For celebrating your 90th birthday. Senator Dotzler (3/29/06).

Mr. and Mrs. Howard and Gladys Hansen, Exira—For celebrating your 65th wedding anniversary. Senator Boettger (3/29/06).

Ryan Huck, Marshalltown—For achieving the rank of Eagle Scout, Boy Scout Troop 324. Senator McKibben (3/29/06).

Arline Hunter, Lake View—For celebrating your 100th birthday. Senator Kettering (3/29/06).

Mr. and Mrs. Glen and Shirley Scott, Fontanelle—For celebrating your 50th wedding anniversary. Senator Boettger (3/29/06).

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: March 29, 2006, 2:45 p.m.

Members Present: Behn and Warnstadt, Co-chairs; Beall, Bolkcom, Courtney, Gronstal, Kettering, McKinley, Stewart, Wieck, and Zaun.

Members Absent: Angelo, Larson, McCoy, Rielly, and Zieman (all excused).

Committee Business: Approved Governor's appointments.

Adjourned: 2:50 p.m.

LOCAL GOVERNMENT

Convened: March 29, 2006, 2:00 p.m.

Members Present: Quirnbach and Shull, Co-chairs; Houser, Kreiman, Mulder, Putney, Schoenjahn, Stewart, and Zaun.

Members Absent: Lundby, McCoy, and Rielly (all excused).

Committee Business: Approved Governor's appointments.

Adjourned: 2:15 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: March 29, 2006, 11:30 a.m.

Members Present: Black and Houser, Co-chairs; Bolkcom, Dearden, Gaskill, Hancock, Johnson, Miller, Schoenjahn, Seng, and Wood.

Members Absent: Kettering, Lundby, and Putney (all excused).

Committee Business: Approved Governor's appointment.

Adjourned: 11:35 a.m.

RULES AND ADMINISTRATION

Convened: March 29, 2006, 4:20 p.m.

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

Members Absent: None.

Committee Business: Approved SRs 140, 141, 145, and 147.

Adjourned: 4:25 p.m.

WAYS AND MEANS

Convened: March 29, 2006, 1:10 p.m.

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

Members Absent: Zieman, Co-chair (excused).

Committee Business: Passed SFs 2077, 2325 (as amended), and 2329. Approved SSBs 3245 and 3259 (as amended), and approved Governor's appointments.

Adjourned: 1:50 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 149, by Seng, Tinsman, and Wood, a resolution to honor the Scott County Medical Society on its sesquicentennial anniversary.

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

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 145

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

Senate Resolution 146

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

Senate Resolution 147

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

Senate Resolution 148

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

Senate Resolution 149

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

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: **SENATE RESOLUTION 140**, a resolution designating May 2006 as Huntington's Disease Awareness Month.

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.

ALSO:

Bill Title: [SENATE RESOLUTION 141](#), a resolution honoring the City of Stacyville on its sesquicentennial year.

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.

ALSO:

Bill Title: [SENATE RESOLUTION 145](#), 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.

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.

ALSO:

Bill Title: [SENATE RESOLUTION 147](#), a resolution recognizing and honoring the work of Easter Seals and its efforts to help persons with disabilities.

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.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 29, 2006, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 2273](#) – Relating to financial and regulatory matters by making and revising appropriations for the fiscal year beginning July 1, 2005, and providing an effective date.

[Senate File 2316](#) – Relating to the procedures for filing administrative rules.

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:

COMMERCE

Michael Harvey – Credit Union Review Board
Roger Reiser – Credit Union Review Board
Kathleen Steffes – Credit Union Review Board

Betsy Brandsgard – Chairperson of the Iowa Telecommunications and Technology Commission
Betsy Brandsgard – Iowa Telecommunications and Technology Commission

LOCAL GOVERNMENT

James Halverson – City Development Board

Mark Monson – Iowa Lewis and Clark Bicentennial Commission
Wynema Morris – Iowa Lewis and Clark Bicentennial Commission
Michele Walker – Iowa Lewis and Clark Bicentennial Commission

William Gorman – Mental Health Risk Pool Board
Ralph Kremer – Mental Health Risk Pool Board
Andrew Nielsen – Mental Health Risk Pool Board
Linda Young-Streit – Mental Health Risk Pool Board

Richard J. Stradley – Chair of the Property Assessment Appeal Board

D. Kevin Burggraaf – Property Assessment Appeal Board
Jacqueline Rypma – Property Assessment Appeal Board
Richard Stradley – Property Assessment Appeal Board

NATURAL RESOURCES AND ENVIRONMENT

Greg Hayes – Renewable Fuels and Coproducts Advisory Committee

WAYS AND MEANS

Mark Schuling – Director of the Department of Revenue

Michael Milligan – State Board of Tax Review

AMENDMENTS FILED

<u>S-5136</u>	<u>H.F. 2362</u>	William A. Dotzler, Jr.
<u>S-5137</u>	H.F. 722	Jack Hatch
		James A. Seymour
<u>S-5138</u>	<u>H.F. 2562</u>	Keith A. Kreiman
		Nancy J. Boettger
		Brian Schoenjahn
<u>S-5139</u>	H.F. 772	James A. Seymour
		Jack Hatch
<u>S-5140</u>	<u>H.F. 2712</u>	Bob Brunkhorst
<u>S-5141</u>	<u>H.F. 2525</u>	Nancy J. Boettger