

PROOF

STATE OF IOWA

Senate Journal

MONDAY, MARCH 5, 2007

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JOURNAL OF THE SENATE

FIFTY-SEVENTH CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 5, 2007

The Senate met in regular session at 9:00 a.m., President Pro Tempore Danielson presiding.

Prayer was offered by the Honorable Dave Mulder, member of the Senate from Sioux County, Sioux Center, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Robb Riggle.

The Journal of Thursday, March 1, 2007, 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 1, 2007, **amended and passed** the following bill in which the concurrence of the House was asked:

[Senate File 70](#), a bill for an act relating to crime victim compensation. ([S-3050](#))

ALSO: That the House has on March 1, 2007, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 400](#), a bill for an act authorizing the formation of a professional corporation or a professional limited liability company by licensed real estate brokers.

Read first time and **attached to companion** [Senate File 206](#).

[House File 432](#), a bill for an act relating to abuse of a human corpse and providing penalties.

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

The Senate stood at ease at 9:05 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:20 a.m., President Kibbie presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:28 a.m. until 6:00 p.m.

APPENDIX—1

CERTIFICATES OF RECOGNITION

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

Tom Johnson—For 35 years of live professional theater at the Old Creamery Theatre, Amana, Iowa, and at schools and communities throughout Iowa. Senator Rielly (3/5/07).

Dorothy Poppen, Alton—For celebrating her 100th birthday. Senator Mulder (3/5/07).

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, March 1, 2007, 10:05 a.m.

Members Present: Warnstadt, Chair; Wieck, Ranking Member; Bolkom, Courtney, Olive, Putney, Rielly, Schoenjahn, Stewart, and Ward.

Members Absent: Heckroth, Vice Chair; Angelo, Kettering, McCoy, and McKibben (all excused).

Committee Business: Passed SFs 193 and 240 and approved SSBs 1207 and 1208.

Adjourned: 10:40 a.m.

APPROPRIATIONS

Convened: Monday, March 5, 2007, 11:10 a.m.

Members Present: Dvorsky, Chair; McCoy, Vice Chair; Angelo, Ranking Member; Behn, Black, Boettger, Bolkom, Connolly, Danielson, Dotzler, Fraise, Gaskill, Hahn, Hancock, Hatch, Hogg, Johnson, Putney, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood.

Members Absent: Kettering (excused).

Committee Business: Passed [SF 277](#) (as amended) and approved [SSB 1247](#) (as amended).

Recessed: 11:15 a.m.

Reconvened: 11:45 a.m.

Adjourned: 12:15 p.m.

INTRODUCTION OF BILLS

[Senate File 324](#), by Danielson, a bill for an act declaring certain city franchise fees legal, providing a basis for calculation and use of city franchise fees, and providing an effective date.

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

[Senate File 325](#), by Danielson, a bill for an act relating to turtle trapping.

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

[Senate File 326](#), by Ragan, Appel, Schmitz, Ward, and Lundby, a bill for an act relating to human papillomavirus infection by providing appropriations for a public awareness program and for vaccinations of low-income persons who are uninsured.

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

[Senate File 327](#), by Black, a bill for an act relating to the determination of the reimbursement rate for hospitals under the medical assistance program.

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

[Senate File 328](#), by Black, a bill for an act relating to plans and financial assurance requirements for sanitary landfill projects.

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

[Senate File 329](#), by Black, Kreiman, and Hogg, a bill for an act establishing the Iowa retail petroleum unfair sales Act, and providing a penalty.

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

[Senate File 330](#), by Black, a bill for an act requiring the state fire marshal to assess the practice and impact of selling novelty lighters.

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

[Senate File 331](#), by McKinley, a bill for an act extending the reading instruction pilot project grant program by one year and providing an effective date.

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

[Senate File 332](#), by McKinley, a bill for an act relating to board of educational examiners testing requirements for applicants for teacher licensure or endorsement.

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

[Senate File 333](#), by committee on Judiciary, 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.

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

[Senate File 334](#), by committee on Labor and Business Relations, a bill for an act modifying the fee structure relating to amusement ride safety inspections conducted by the division of labor services of the department of workforce development, and providing an effective date.

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

[Senate File 335](#), by committee on Local Government, a bill for an act relating to zoning provisions for the premises of home and community-based services waiver providers.

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

[Senate File 336](#), by committee on Local Government, a bill for an act allowing certain cities to appoint additional civil service commissioners.

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

[Senate File 337](#), by committee on Local Government, a bill for an act relating to information required to be indexed in the records of the county recorder.

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

[Senate File 338](#), by committee on Human Resources, a bill for an act relating to the administrative modification of a child support order.

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

[Senate File 339](#), by committee on Local Government, a bill for an act relating to county general obligation bonds by modifying the definition of essential county purpose and by changing the requirements under which a county may issue general county purpose bonds without an election.

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

[Senate File 340](#), by committee on Judiciary, a bill for an act relating to the consideration of inherited or gifted property in dissolution-of-marriage property division proceedings and including an effective date and an applicability provision.

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

[Senate File 341](#), by committee on Labor and Business Relations, a bill for an act concerning work-related injuries suffered and claims made outside of this state.

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

[Senate File 342](#), by Lundby and Gronstal, a bill for an act relating to children who are subject to a court order for a temporary or permanent out-of-home placement by providing for visitation or ongoing interaction between the children and siblings.

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

[Senate File 343](#), by Warnstadt, a bill for an act requiring the department of administrative services to convert state-owned vehicles under the department's control to alternative fuel vehicles.

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

[Senate File 344](#), by committee on Natural Resources and Environment, a bill for an act relating to enforcement of certain solid waste disposal requirements and providing civil penalties.

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

[Senate File 345](#), by committee on Commerce, a bill for an act allowing certain association group health care plans and wellness initiatives, and providing an effective date.

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

[Senate File 346](#), by committee on Commerce, a bill for an act providing for the development of a uniform health insurance application form for use by small employers.

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

[Senate File 347](#), by committee on Commerce, a bill for an act relating to the authority of creditors and credit unions in consumer credit or credit union transactions.

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

[Senate File 348](#), by committee on State Government, a bill for an act relating to conducting county gambling elections and including an effective date and applicability provision.

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

[Senate File 349](#), by committee on Human Resources, a bill for an act establishing a shaken baby syndrome prevention program in the department of public health.

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

[Senate File 350](#), by committee on Education, a bill for an act creating a statewide voluntary preschool program for four-year-old children and making appropriations.

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

[Senate File 351](#), by committee on State Government, a bill for an act requiring a political committee expressly advocating the passage or defeat of a ballot issue to file five disclosure reports in an election year.

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

[Senate File 352](#), by committee on State Government, a bill for an act allowing a voter to register to vote and to vote after regular registration and prior to voting in an election.

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

[Senate File 353](#), by committee on Transportation, a bill for an act relating to the Midwest interstate passenger rail compact and providing an effective date.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: [SENATE FILE 277](#), a bill for an act relating to the state's educational standards regarding teacher librarians and qualified guidance counselors, and to teacher and administrator quality, including the student achievement and teacher quality program and an administrator quality program, making appropriations, and providing an effective date.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3053](#).

Final Vote: Ayes, 19: Dvorsky, McCoy, Angelo, Black, Bolkcom, Connolly, Danielson, Dotzler, Fraise, Gaskill, Hancock, Hatch, Hogg, Putney, Ragan, Seng, Ward, Warnstadt, and Wood. Nays, 4: Behn, Boettger, Hahn, and Johnson. Present, 1: Seymour. Absent, 1: Kettering.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

COMMERCE

Bill Title: *[SENATE FILE 345](#) (formerly [SF 193](#)), a bill for an act allowing certain association group health care plans and wellness initiatives, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Warnstadt, Wieck, Bolkcom, Courtney, Olive, Putney, Rielly, Schoenjahn, Stewart, and Ward. Nays, none. Absent, 5: Heckroth, Angelo, Kettering, McCoy, and McKibben.

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 345](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 346](#) (formerly [SF 240](#)), a bill for an act providing for the development of a uniform health insurance application form for use by small employers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Warnstadt, Wieck, Bolkcom, Courtney, Olive, Putney, Rielly, Schoenjahn, Stewart, and Ward. Nays, none. Absent, 5: Heckroth, Angelo, Kettering, McCoy, and McKibben.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 347 \(SSB 1065\)](#), a bill for an act relating to the authority of creditors and credit unions in consumer credit or credit union transactions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Warnstadt, Heckroth, Wieck, Bolkcom, Courtney, Kettering, McKibben, Olive, Putney, Rielly, Schoenjahn, Stewart, and Ward. Nays, 1: McCoy. Absent, 1: Angelo.

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 347](#), and they were attached to the committee report.

EDUCATION

Bill Title: *[SENATE FILE 350 \(SSB 1119\)](#), a bill for an act creating a statewide voluntary preschool program for four-year-old children and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Schoenjahn, Appel, Mulder, Beall, Connolly, Heckroth, Kreiman, Quirnbach, Schmitz, and Wood. Nays, 4: Angelo, Boettger, Johnson, and Zaun. Present, 1: 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 Education Committee on [Senate File 350](#), and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: [SENATE FILE 338 \(SSB 1035\)](#), a bill for an act relating to the administrative modification of a child support order.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Schmitz, Seymour, Behn, Boettger, Bolkcom, Dotzler, Hatch, Johnson, Kreiman, Mulder, Quirnbach, and Wood. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 349 \(SSB 1142\)](#), a bill for an act establishing a shaken baby syndrome prevention program in the department of public health.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Schmitz, Seymour, Behn, Boettger, Bolkcom, Dotzler, Hatch, Johnson, Kreiman, Mulder, Quirnbach, 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 349](#), and they were attached to the committee report.

JUDICIARY

Bill Title: [SENATE FILE 333 \(SSB 1215\)](#), 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.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3063](#).

Final Vote: Ayes, 14: Kreiman, Hogg, McKibben, Behn, Fraise, Hancock, Hartsuch, Horn, Noble, Quirnbach, Schoenjahn, Ward, Warnstadt, and Zieman. Nays, none. Absent, 1: Dvorsky.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 340 \(SSB 1093\)](#), a bill for an act relating to the consideration of inherited or gifted property in dissolution-of-marriage property division proceedings and including an effective date and an applicability provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Kreiman, Hogg, McKibben, Behn, Fraise, Hancock, Hartsuch, Horn, Noble, Quirnbach, Schoenjahn, Ward, Warnstadt, and Zieman. Nays, none. Absent, 1: Dvorsky.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: *[SENATE FILE 334 \(SSB 1013\)](#), a bill for an act modifying the fee structure relating to amusement ride safety inspections conducted by the division of labor services of the department of workforce development, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Dearden, Courtney, Ward, Dotzler, Dvorsky, Hahn, Hatch, Horn, McKinley, Seng, and Wieck. 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 Labor and Business Relations Committee on Senate File 334, and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 341 \(SSB 1157\)](#), a bill for an act concerning work-related injuries suffered and claims made outside of this state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Dearden, Courtney, Dotzler, Dvorsky, Hatch, Horn, and Seng. Nays, 4: Ward, Hahn, McKinley, and 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 Labor and Business Relations Committee on Senate File 341, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: [SENATE FILE 335](#) (formerly [SF 125](#)), a bill for an act relating to zoning provisions for the premises of home and community-based services waiver providers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Quirnbach, Beall, Zaun, Angelo, Hartsuch, Heckroth, Houser, Kreiman, McKinley, Olive, Rielly, Schoenjahn, and Stewart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 336](#) (formerly [SF 13](#)), a bill for an act allowing certain cities to appoint additional civil service commissioners.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Quirnbach, Beall, Zaun, Angelo, Hartsuch, Heckroth, Houser, Kreiman, McKinley, Olive, Rielly, Schoenjahn, and Stewart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 337 \(SSB 1199\)](#), a bill for an act relating to information required to be indexed in the records of the county recorder.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Quirnbach, Beall, Zaun, Angelo, Hartsuch, Heckroth, Houser, Kreiman, McKinley, Olive, Rielly, Schoenjahn, and Stewart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 339 \(SSB 1237\)](#), a bill for an act relating to county general obligation bonds by modifying the definition of essential county purpose and by changing the requirements under which a county may issue general county purpose bonds without an election.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Quirnbach, Beall, Zaun, Angelo, Hartsuch, Heckroth, Houser, Kreiman, McKinley, Olive, Rielly, Schoenjahn, and Stewart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *[SENATE FILE 344 \(SSB 1111\)](#), a bill for an act relating to enforcement of certain solid waste disposal requirements and providing civil penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Black, Hancock, Gaskill, Behn, Bolkom, Dearden, Hogg, Johnson, Kettering, Noble, Ragan, Schoenjahn, Seng, and Wood. Nays, none. Absent, 1: Lundby.

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 344](#), and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *[SENATE FILE 348 \(SSB 1171\)](#), a bill for an act relating to conducting county gambling elections and including an effective date and applicability provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Connolly, Horn, Zieman, Appel, Behn, Black, Danielson, Gaskill, Hatch, Kettering, McKibben, Schmitz, and Wood. Nays, 1: Hahn. Absent, 1: Kibbie.

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 348](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 351 \(SSB 1101\)](#), a bill for an act requiring a political committee expressly advocating the passage or defeat of a ballot issue to file five disclosure reports in an election year.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Connolly, Horn, Zieman, Appel, Behn, Black, Danielson, Gaskill, Hahn, Hatch, Kettering, McKibben, Schmitz, and Wood. Nays, none. Absent, 1: Kibbie.

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 351](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 352 \(SSB 1229\)](#), a bill for an act allowing a voter to register to vote and to vote after regular registration and prior to voting in an election.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Connolly, Horn, Appel, Black, Danielson, Hatch, Schmitz, and Wood. Nays, 6: Zieman, Behn, Gaskill, Hahn, Kettering, and McKibben. Absent, 1: Kibbie.

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 352](#), and they were attached to the committee report.

TRANSPORTATION

Bill Title: *[SENATE FILE 353](#) (formerly [SF 54](#)), a bill for an act relating to the Midwest interstate passenger rail compact and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Rielly, Danielson, Noble, Beall, Dearden, Hancock, Heckroth, Houser, Warnstadt, Zaun, and Zieman. Nays, none. Absent, 2: McCoy and Putney.

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 Transportation Committee on [Senate File 353](#), and they were attached to the committee report.

EVENING SESSION

The Senate reconvened at 5:47 p.m., President Kibbie presiding.

QUORUM CALL

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

The vote revealed 45 present, 5 absent, and a quorum present.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 7](#).

[Senate File 7](#)

On motion of Senator Danielson, [Senate File 7](#), a bill for an act allowing cash prizes at annual game nights conducted by qualified organizations representing volunteer emergency services providers, with report of committee recommending passage, was taken up for consideration.

Senator Lundby asked and received unanimous consent that action on [Senate File 7](#) be **deferred**.

The Senate stood at ease at 6:00 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:50 p.m., President Kibbie presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Houser, until he arrives, on request of Senator Wieck.

BUSINESS PENDING

Senate File 7

The Senate resumed consideration of Senate File 7, a bill for an act allowing cash prizes at annual game nights conducted by qualified organizations representing volunteer emergency services providers, previously deferred.

Senator Danielson offered amendment S-3036, filed by Senator Hancock on February 19, 2007, to page 1 of the bill, and moved its adoption.

Amendment S-3036 was adopted by a voice vote.

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. 7), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirmbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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

President Pro Tempore Danielson took the chair at 6:55 p.m.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 263](#).

[Senate File 263](#)

On motion of Senator Kibbie, [Senate File 263](#), a bill for an act concerning gambling games on gambling structures, was taken up for consideration.

Senator Kibbie offered amendment [S-3040](#), filed by Senators Kibbie and Connolly on February 27, 2007, to page 3 of the bill, and moved its adoption.

Amendment [S-3040](#) was adopted 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?" ([S.F. 263](#)), the vote was:

Yeas, 46:

Angelo	Dvorsky	Kibbie	Schmitz
Appel	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lundby	Seng
Behn	Gronstal	McCoy	Seymour
Black	Hahn	McKibben	Stewart
Boettger	Hancock	Mulder	Ward
Bolkcom	Hatch	Noble	Warnstadt
Connolly	Heckroth	Olive	Wieck
Courtney	Hogg	Putney	Wood
Danielson	Horn	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	

Nays, 3:

Hartsuch	McKinley	Zaun
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Absent, 1:

Houser

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

President Kibbie took the chair at 7:04 p.m.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 7 and 263** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 277](#).

[Senate File 277](#)

On motion of Senator Wood, [Senate File 277](#), a bill for an act relating to the state's educational standards regarding teacher librarians and qualified guidance counselors, and to teacher and administrator quality, including the student achievement and teacher quality program and an administrator quality program, making appropriations, and providing an effective date, with report of committee on Appropriations recommending amendment and passage, was taken up for consideration.

Senator Lundby asked and received unanimous consent that action on [Senate File 277](#) be **deferred**.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 278 and 279.

Senate File 278

On motion of Senator Schmitz, [Senate File 278](#), a bill for an act relating to changes in the utility replacement tax law by redefining a new electric power generating plant, extending the life of the utility replacement tax task force, and requiring notification by the taxpayer to the department of revenue and local taxing district upon transfer of utility property, was taken up for consideration.

Senator Schmitz 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. 278](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirmbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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

Senate File 279

On motion of Senator Appel, [Senate File 279](#), a bill for an act updating the Code references to the Internal Revenue Code and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Appel asked and received unanimous consent that [House File 319](#) be **substituted** for [Senate File 279](#).

[House File 319](#)

On motion of Senator Appel, [House File 319](#), a bill for an act updating the Code references to the Internal Revenue Code and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Appel 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. 319](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirmbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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

WITHDRAWN

Senator Appel asked and received unanimous consent that [Senate File 279](#) be **withdrawn** from further consideration of the Senate.

UNFINISHED BUSINESS
(Deferred February 21, 2007)

Senate File 67

The Senate resumed consideration of **Senate File 67**, a bill for an act relating to the regulation and practice of pharmacy, including providing for the establishment of a limited drug and device distributor license, deferred February 21, 2007.

Senator Hartsuch offered amendment **S-3048**, filed by him on February 28, 2007, to page 1 of the bill, and moved its adoption.

Amendment **S-3048** lost by a voice vote.

Senator Schmitz 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. 67**), the vote was:

Yeas, 33:

Angelo	Dotzler	Kibbie	Schoenjahn
Appel	Dvorsky	Kreiman	Seng
Beall	Fraise	McCoy	Stewart
Black	Gronstal	McKibben	Ward
Bolkcom	Hancock	Olive	Warnstadt
Connolly	Hatch	Quirnbach	Wood
Courtney	Heckroth	Ragan	
Danielson	Hogg	Rielly	
Dearden	Horn	Schmitz	

Nays, 16:

Behn	Hartsuch	McKinley	Seymour
Boettger	Johnson	Mulder	Wieck
Gaskill	Kettering	Noble	Zaun
Hahn	Lundby	Putney	Zieman

Absent, 1:

Houser

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

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 208](#).

[Senate File 208](#)

On motion of Senator Quirnbach, [Senate File 208](#), a bill for an act relating to documents recorded with the county recorder, was taken up for consideration.

Senator Quirnbach offered amendment [S-3041](#), filed by him on February 27, 2007, to page 1 of the bill, and moved its adoption.

Amendment [S-3041](#) was adopted by a voice vote.

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

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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 Files 67, 208, and 278** and **House File 319** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 212, 247, 206, and 155.

Senate File 212

On motion of Senator Stewart, **Senate File 212**, a bill for an act relating to the salary of deputy officers in certain county offices and providing an applicability date, was taken up for consideration.

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?” (**S.F. 212**), the vote was:

Yeas, 47:

Angelo	Fraise	Kreiman	Schmitz
Appel	Gaskill	Lundby	Schoenjahn
Beall	Gronstal	McCoy	Seng
Black	Hahn	McKibben	Seymour
Boettger	Hancock	McKinley	Stewart
Bolkcom	Hartsuch	Mulder	Ward
Connolly	Hatch	Noble	Warnstadt
Courtney	Heckroth	Olive	Wieck
Danielson	Hogg	Putney	Wood
Dearden	Horn	Quirnbach	Zaun
Dotzler	Johnson	Ragan	Zieman
Dvorsky	Kibbie	Rielly	

Nays, 2:

Behn	Kettering
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Absent, 1:

Houser

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

Senate File 247

On motion of Senator Hogg, Senate File 247, a bill for an act making black bears and cougars fur-bearing animals, was taken up for consideration.

Senator Kettering offered amendment S-3054, filed by Senator Kettering, et al., from the floor to page 1 and to the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3054 be adopted?” (S.F. 247), the vote was:

Yeas, 29:

Angelo	Heckroth	Noble	Warnstadt
Beall	Johnson	Olive	Wieck
Behn	Kettering	Putney	Wood
Boettger	Kibbie	Rielly	Zaun
Gaskill	Kreiman	Schoenjahn	Zieman
Hahn	McKibben	Seymour	
Hancock	McKinley	Stewart	
Hartsuch	Mulder	Ward	

Nays, 20:

Appel	Danielson	Gronstal	McCoy
Black	Dearden	Hatch	Quirmbach
Bolkcom	Dotzler	Hogg	Ragan
Connolly	Dvorsky	Horn	Schmitz
Courtney	Fraise	Lundby	Seng

Absent, 1:

Houser

Amendment S-3054 was adopted.

Senator Gronstal asked and received unanimous consent that action on [Senate File 247](#) be **deferred**.

[Senate File 206](#)

On motion of Senator Heckroth, [Senate File 206](#), a bill for an act authorizing the formation of a professional corporation or a professional limited liability company by licensed real estate brokers, was taken up for consideration.

Senator Heckroth asked and received unanimous consent that [House File 400](#) be **substituted** for [Senate File 206](#).

[House File 400](#)

On motion of Senator Heckroth, [House File 400](#), a bill for an act authorizing the formation of a professional corporation or a professional limited liability company by licensed real estate brokers, was taken up for consideration.

Senator Heckroth 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. 400](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirmbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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

WITHDRAWN

Senator Heckroth asked and received unanimous consent that [Senate File 206](#) be **withdrawn** from further consideration of the Senate.

[Senate File 155](#)

On motion of Senator Quirnbach, [Senate File 155](#), a bill for an act relating to local governments by creating a local government innovation commission and fund, creating a center for governing excellence, and including an effective date, was taken up for consideration.

Senator Zaun offered amendment [S-3038](#), filed by Senator Zaun, et al., on February 20, 2007, to pages 4, 6, and 7 of the bill.

Senator Zaun asked and received unanimous consent that action on amendment [S-3038](#) be deferred.

Senator Dvorsky offered amendment [S-3042](#), filed by Senators Dvorsky and Quirnbach on February 27, 2007, to pages 4-7 of the bill, and moved its adoption.

Amendment [S-3042](#) was adopted by a voice vote.

Senator McKinley offered amendment [S-3056](#), filed by Senator McKinley, et al., from the floor to page 7 of the bill, and moved its adoption.

Amendment [S-3056](#) lost by a voice vote.

The Senate resumed consideration of amendment [S-3038](#), previously deferred.

Senator Zaun moved the adoption of amendment [S-3038](#), which motion prevailed by a voice vote.

Senator Quirmbach 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. 155](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirmbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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 Files 155** and **212** and [House File 400](#) be **immediately messaged** to the House.

UNFINISHED BUSINESS
(Deferred February 21, 2007)

Senate File 232

The Senate resumed consideration of **Senate File 232**, a bill for an act authorizing payroll deduction for dues to a certified bargaining representative for individuals receiving payment for work performed from the state, deferred February 21, 2007.

Senator Zieman offered amendment **S-3052**, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment **S-3052** lost by a voice vote.

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. 232**), the vote was:

Yeas, 30:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Stewart
Connolly	Hancock	Olive	Warnstadt
Courtney	Hatch	Quirnbach	Wood
Danielson	Heckroth	Ragan	
Dearden	Hogg	Rielly	

Nays, 19:

Angelo	Hartsuch	McKinley	Ward
Behn	Johnson	Mulder	Wieck
Boettger	Kettering	Noble	Zaun
Gaskill	Lundby	Putney	Zieman
Hahn	McKibben	Seymour	

Absent, 1:

Houser

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 Senate Files 199, 114, and 131.

Senate File 199

On motion of Senator Appel, **Senate File 199**, a bill for an act granting the civil rights commission additional subpoena power to investigate unfair or discriminatory practices and providing an effective date, was taken up for consideration.

Senator McKinley asked and received unanimous consent that action on **Senate File 199** be **deferred**.

Senate File 114

On motion of Senator Horn, **Senate File 114**, a bill for an act relating to elevator conveyance safety standards enforced by the division of labor services of the department of workforce development, was taken up for consideration.

Senator Horn offered amendment **S-3044**, filed by him on February 28, 2007, to page 1 of the bill, and moved its adoption.

Amendment **S-3044** was adopted by a voice vote.

Senator Horn asked and received unanimous consent that **House File 369** be **substituted** for **Senate File 114**.

House File 369

On motion of Senator Horn, **House File 369**, a bill for an act relating to elevator conveyance safety standards enforced by the division of labor services of the department of workforce development, 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. 369](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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

WITHDRAWN

Senator Horn asked and received unanimous consent that [Senate File 114](#) be **withdrawn** from further consideration of the Senate.

[Senate File 131](#)

On motion of Senator Schoenjahn, [Senate File 131](#), a bill for an act relating to publication of property assessment equalization orders, was taken up for consideration.

Senator Schoenjahn 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. 131](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng

Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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 Senate Files 248, 254, and 302.

[Senate File 248](#)

On motion of Senator Dotzler, [Senate File 248](#), a bill for an act relating to the membership of the board of physician assistant examiners, 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?" ([S.F. 248](#)), the vote was:

Yeas, 46:

Angelo	Dvorsky	Kibbie	Schmitz
Appel	Fraise	Kreiman	Schoenjahn
Beall	Gaskill	Lundby	Seng
Behn	Gronstal	McCoy	Seymour
Black	Hahn	McKibben	Stewart
Boettger	Hancock	Mulder	Ward

Bolkcom	Hatch	Noble	Warnstadt
Connolly	Heckroth	Olive	Wieck
Courtney	Hogg	Putney	Wood
Danielson	Horn	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	

Nays, 3:

Hartsuch	McKinley	Zaun
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Absent, 1:

Houser

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

[Senate File 254](#)

On motion of Senator Schmitz, [Senate File 254](#), a bill for an act revising family investment program requirements, was taken up for consideration.

Senator Schmitz 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. 254](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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

Senate File 302

On motion of Senator Beall, Senate File 302, a bill for an act relating to moneys appropriated to the department of economic development for regional tourism marketing purposes, 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. 302), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

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 Files 131, 232, 248, 254, and 302** and **House File 369** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 277

The Senate resumed consideration of **Senate File 277**, a bill for an act relating to the state's educational standards regarding teacher librarians and qualified guidance counselors, and to teacher and administrator quality, including the student achievement and teacher quality program and an administrator quality program, making appropriations, and providing an effective date, previously deferred.

Senator Wood offered amendment **S-3053**, filed by the committee on Appropriations to pages 2–4, 12–15, and 17 of the bill.

Senator McKinley offered amendment **S-3059**, filed by Senator McKinley, et al., from the floor to page 1, and to the title page of amendment **S-3053**, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment **S-3059** be adopted?” (**S.F. 277**), the vote was:

Yeas, 18:

Angelo	Hartsuch	McKinley	Wieck
Behn	Johnson	Noble	Zaun
Boettger	Kettering	Putney	Zieman
Gaskill	Lundby	Seymour	
Hahn	McKibben	Ward	

Nays, 31:

Appel	Dotzler	Horn	Rielly
Beall	Dvorsky	Kibbie	Schmitz
Black	Fraise	Kreiman	Schoenjahn
Bolkcom	Gronstal	McCoy	Seng
Connolly	Hancock	Mulder	Stewart
Courtney	Hatch	Olive	Warnstadt

Danielson	Heckroth	Quirnbach	Wood
Dearden	Hogg	Ragan	

Absent, 1:

Houser

Amendment [S-3059](#) lost.

Senator Zieman offered amendment [S-3060](#), filed by Senator Zieman, et al., from the floor to page 1 of amendment [S-3053](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3060](#) be adopted?” ([S.F. 277](#)), the vote was:

Yeas, 19:

Angelo	Hahn	McKibben	Ward
Beall	Hartsuch	McKinley	Wieck
Behn	Johnson	Noble	Zaun
Boettger	Kettering	Putney	Zieman
Gaskill	Lundby	Seymour	

Nays, 30:

Appel	Dvorsky	Kibbie	Schmitz
Black	Fraise	Kreiman	Schoenjahn
Bolkcom	Gronstal	McCoy	Seng
Connolly	Hancock	Mulder	Stewart
Courtney	Hatch	Olive	Warnstadt
Danielson	Heckroth	Quirnbach	Wood
Dearden	Hogg	Ragan	
Dotzler	Horn	Rielly	

Absent, 1:

Houser

Amendment [S-3060](#) lost.

Senator Angelo offered amendment [S-3058](#), filed by Senators Angelo and Johnson from the floor to pages 1 and 2 of amendment [S-3053](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3058](#) be adopted?” ([S.F. 277](#)), the vote was:

Yeas, 19:

Angelo	Hartsuch	McKibben	Ward
Behn	Johnson	McKinley	Wieck
Boettger	Kettering	Noble	Zaun
Gaskill	Lundby	Putney	Zieman
Hahn	McCoy	Seymour	

Nays, 30:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	Mulder	Stewart
Cannolly	Hancock	Olive	Warnstadt
Courtney	Hatch	Quirnbach	Wood
Danielson	Heckroth	Ragan	
Dearden	Hogg	Rielly	

Absent, 1:

Houser

Amendment [S-3058](#) lost.

Senator Johnson offered amendment [S-3061](#), filed by him from the floor to pages 1 and 2 of amendment [S-3053](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3061](#) be adopted?” ([S.F. 277](#)), the vote was:

Yeas, 18:

Angelo	Hartsuch	McKinley	Wieck
Behn	Johnson	Noble	Zaun
Boettger	Kettering	Putney	Zieman
Gaskill	Lundby	Seymour	
Hahn	McKibben	Ward	

Nays, 31:

Appel	Dotzler	Horn	Rielly
Beall	Dvorsky	Kibbie	Schmitz
Black	Fraise	Kreiman	Schoenjahn

Bolkcom	Gronstal	McCoy	Seng
Connolly	Hancock	Mulder	Stewart
Courtney	Hatch	Olive	Warnstadt
Danielson	Heckroth	Quirmbach	Wood
Dearden	Hogg	Ragan	

Absent, 1:

Houser

Amendment [S-3061](#) lost.

Senator Putney offered amendment [S-3062](#), filed by Senator Putney, et al., from the floor to page 2 of amendment [S-3053](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3062](#) be adopted?” ([S.F. 277](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirmbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

Amendment [S-3062](#) was adopted.

Senator Wood moved the adoption of committee amendment [S-3053](#).

A record roll call was requested.

On the question “Shall amendment [S-3053](#) be adopted?” ([S.F. 277](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gaskill	Lundby	Seng
Beall	Gronstal	McCoy	Seymour
Behn	Hahn	McKibben	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Mulder	Warnstadt
Bolkcom	Hatch	Noble	Wieck
Connolly	Heckroth	Olive	Wood
Courtney	Hogg	Putney	Zaun
Danielson	Horn	Quirmbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Houser

Amendment [S-3053](#), as amended, was adopted.

Senator Angelo offered amendment [S-3057](#), filed by Senator Angelo, et al., from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3057](#) be adopted?” ([S.F. 277](#)), the vote was:

Yeas, 17:

Angelo	Hartsuch	McKinley	Wieck
Behn	Johnson	Noble	Zieman
Boettger	Kettering	Putney	
Gaskill	Lundby	Seymour	
Hahn	McKibben	Ward	

Nays, 32:

Appel	Dotzler	Horn	Rielly
Beall	Dvorsky	Kibbie	Schmitz
Black	Fraise	Kreiman	Schoenjahn
Bolkcom	Gronstal	McCoy	Seng
Connolly	Hancock	Mulder	Stewart
Courtney	Hatch	Olive	Warnstadt
Danielson	Heckroth	Quirnbach	Wood
Dearden	Hogg	Ragan	Zaun

Absent, 1:

Houser

Amendment [S-3057](#) lost.

Senator Wood offered amendment [S-3055](#), filed by Senators Wood and Mulder from the floor to pages 5 and 7–9 of the bill, and moved its adoption.

Amendment [S-3055](#) was adopted by a voice vote.

Senator Mulder offered amendment [S-3064](#), filed by Senators Mulder and Wood from the floor to page 19 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3064](#) be adopted?” ([S.F. 277](#)), the vote was:

Yeas, 40:

Appel	Gronstal	Kreiman	Schoenjahn
Beall	Hahn	Lundby	Seng
Behn	Hancock	McKinley	Seymour
Black	Hartsuch	Mulder	Stewart
Boettger	Hatch	Noble	Ward
Bolkcom	Heckroth	Olive	Warnstadt
Danielson	Hogg	Putney	Wieck
Dvorsky	Johnson	Quirnbach	Wood
Fraise	Kettering	Ragan	Zaun
Gaskill	Kibbie	Rielly	Zieman

Nays, 9:

Angelo	Dearden	McCoy
Connolly	Dotzler	McKibben
Courtney	Horn	Schmitz

Absent, 1:

Houser

Amendment [S-3064](#) was adopted.

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

Yeas, 44:

Angelo	Dvorsky	Kreiman	Schmitz
Appel	Fraise	Lundby	Schoenjahn
Beall	Gaskill	McCoy	Seng
Black	Gronstal	McKibben	Seymour
Boettger	Hancock	Mulder	Stewart
Bolkcom	Hatch	Noble	Ward
Connolly	Heckroth	Olive	Warnstadt
Courtney	Hogg	Putney	Wieck
Danielson	Horn	Quirmbach	Wood
Dearden	Johnson	Ragan	Zaun
Dotzler	Kibbie	Rielly	Zieman

Nays, 5:

Behn	Hartsuch	McKinley
Hahn	Kettering	

Absent, 1:

Houser

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:15 p.m. until 8:45 a.m., Tuesday, March 6, 2007.

APPENDIX—2

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which amendment [S-3054](#) to [Senate File 247](#) was adopted by the Senate on March 5, 2007.

FRANK WOOD

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, March 5, 2007, 5:00 p.m.

Members Present: Schoenjahn, Chair; Appel, Vice Chair; Mulder, Ranking Member; Angelo, Beall, Boettger, Connolly, Heckroth, Johnson, Kreiman, Quirnbach, Schmitz, Wood, and Zaun.

Members Absent: Zieman.

Committee Business: Passed [SF 60](#). Approved SSBs 1023 and 1275.

Adjourned: 5:50 p.m.

JUDICIARY

Convened: Monday, March 5, 2007, 2:10 p.m.

Members Present: Kreiman, Chair; Hogg, Vice Chair; McKibben, Ranking Member; Behn, Dvorsky, Fraise, Hancock, Hartsuch, Horn, Noble, Quirnbach, Schoenjahn, Ward, Warnstadt, and Zieman.

Members Absent: None.

Committee Business: Passed [SF 170](#) and [HF 258](#). Approved SSBs 1031, 1129, 1186, 1218, 1265, and 1281.

Recessed: 2:15 p.m.

Reconvened: 2:40 p.m.

Adjourned: 3:30 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Monday, March 5, 2007, 5:10 p.m.

Members Present: Dearden, Chair; Courtney, Vice Chair; Ward, Ranking Member; Dotzler, Dvorsky, Hahn, Hatch, Horn, McKinley, Seng, and Wieck.

Members Absent: None.

Committee Business: Passed [SF 233](#) and approved [SSB 1025](#).

Adjourned: 5:35 p.m.

TRANSPORTATION

Convened: Monday, March 5, 2007, 3:35 p.m.

Members Present: Rielly, Chair; Danielson, Vice Chair; Noble, Ranking Member; Beall, Dearden, Hancock, Heckroth, McCoy, Putney, Warnstadt, Zaun, and Zieman.

Members Absent: Houser (excused).

Committee Business: Passed [SF 91](#) and approved [SSB 1137](#) (as amended).

Adjourned: 3:55 p.m.

INTRODUCTION OF BILLS

[Senate File 354](#), by committee on Local Government, a bill for an act relating to certain overpayments of moneys to a county.

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

[Senate File 355](#), by Kibbie, Lundby, Gaskill, Seymour, Kettering, Houser, Wieck, Fraise, Quirnbach, Black, Bolkcom, Hatch, Stewart, Ragan, Schmitz, Kreiman, Danielson, Dotzler, Heckroth, Dvorsky, Hancock, Hogg, Olive, Wood, Dearden, Appel, Courtney, Gronstal, Beall, Schoenjahn, and Seng, a bill for an act relating to wind energy by establishing a community-based wind energy program and a community-based energy project study.

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

[Senate File 356](#), by Zaun, a bill for an act establishing contractor qualifications for bidding on public works projects and specifying criteria prohibited from being required of contractors on public works or public road projects.

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

[Senate File 357](#), by Hancock, a bill for an act relating to public safety by making an appropriation to the department of public safety for the fire service training bureau and discontinuing state funding for law enforcement on the Sac and Fox Indian settlement.

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

STUDY BILLS RECEIVED

[SSB 1299](#) **Economic Growth**

Relating to the establishment of regional sports authorities by convention and visitors bureaus in certain cities and making appropriations.

[SSB 1300](#) **Economic Growth**

Relating to certain distress criteria under the enterprise zone program.

[SSB 1301](#) **Economic Growth**

Support efforts to strengthen after school programming using the arts and making an appropriation.

[SSB 1302](#) **Local Government**

Establishing residency requirements for certain boards of hospital trustees and for utility board members.

SSB 1303 Economic Growth

Relating to mortgage release certificates issued by the Iowa finance authority.

SSB 1304 Economic Growth

Relating to certification of allocations of the state ceiling under the private activity bond allocation Act.

SSB 1305 Appropriations

Relating to and making appropriations involving state government, by providing for agriculture, natural resources, and environmental protection.

SSB 1306 Economic Growth

Creating an Iowa advanced renewable fuels technology commercialization program, fund, and an advisory board.

SSB 1307 Ways and Means

Relating to city franchise fees by declaring certain franchise fees legal and providing a basis for calculation and use of franchise fees by a city, and providing an effective date.

SSB 1308 Labor and Business Relations

Relating to workers' compensation laws by regulating insurance policy exclusions and debt collection practices.

SSB 1309 State Government

Concerning assessments for funding of municipal utility retirement systems.

SUBCOMMITTEE ASSIGNMENTS**Senate File 93**

EDUCATION: Heckroth, Chair; Beall and Mulder

[Senate File 127](#)

EDUCATION: Quirnbach, Chair; Mulder and Schmitz

[Senate File 256](#)

TRANSPORTATION: Dearden, Chair; McCoy and Ziemann

[Senate File 286](#)

COMMERCE: McCoy, Chair; Heckroth and McKibben

[Senate File 289](#)

TRANSPORTATION: Warnstadt, Chair; Beall and Noble

[Senate File 297](#)

TRANSPORTATION: Dearden, Chair; Hancock and Zaun

[Senate File 300](#)

EDUCATION: Quirnbach, Chair; Kreiman and Mulder

[Senate File 301](#)

COMMERCE: McCoy, Chair; Heckroth and Putney

[Senate File 303](#)

COMMERCE: McCoy, Chair; Heckroth and Ward

[Senate File 313](#)

COMMERCE: Bolkcom, Chair; Kettering and Warnstadt

[Senate File 314](#)

COMMERCE: McCoy, Chair; Putney and Schoenjahn

[Senate File 317](#)

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Horn and McKinley

[Senate File 320](#)

COMMERCE: Rielly, Chair; McCoy and Wieck

[Senate File 321](#)

WAYS AND MEANS: Quirnbach, Chair; Bolkcom and Putney

[Senate File 322](#)

HUMAN RESOURCES: Kreiman, Chair; Hatch and Seymour

[Senate File 324](#)

LOCAL GOVERNMENT: Rielly, Chair; Angelo and Heckroth

[Senate File 327](#)

HUMAN RESOURCES: Hatch, Chair; Bolkom and Seymour

[House File 468](#)

EDUCATION: Wood, Chair; Beall and Zaun

[House File 499](#)

COMMERCE: McCoy, Chair; Kettering and Rielly

[SSB 1299](#)

ECONOMIC GROWTH: Hatch, Chair; Rielly and Zaun

[SSB 1300](#)

ECONOMIC GROWTH: Rielly, Chair; Danielson and Houser

[SSB 1301](#)

ECONOMIC GROWTH: Beall, Chair; Schmitz and Seymour

[SSB 1302](#)

LOCAL GOVERNMENT: Quirnbach, Chair; Hartsuch and Kreiman

[SSB 1303](#)

ECONOMIC GROWTH: Stewart, Chair; Danielson, and Hahn

[SSB 1304](#)

ECONOMIC GROWTH: Stewart, Chair; Danielson and Hahn

[SSB 1305](#)

APPROPRIATIONS: Seng, Chair; Dvorsky and Gaskill

[SSB 1306](#)

ECONOMIC GROWTH: Stewart, Chair; Beall and Houser

[SSB 1307](#)

WAYS AND MEANS: McCoy, Chair; Angelo and Hogg

[SSB 1308](#)

LABOR AND BUSINESS RELATIONS: Wieck, Chair; Courtney and Dotzler

[SSB 1309](#)

STATE GOVERNMENT: Connolly, Chair; Kibbie and Zieman

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: [HOUSE FILE 258](#), a bill for an act relating to the duties of directors of nonprofit corporations.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Kreiman, Hogg, McKibben, Behn, Dvorsky, Fraise, Hancock, Hartsuch, Horn, Noble, Quirnbach, Schoenjahn, Ward, Warnstadt, and Zieman. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: [SENATE FILE 354 \(SSB 1196\)](#), a bill for an act relating to certain overpayments of moneys to a county.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Beall, Zaun, Angelo, Hartsuch, Heckroth, Houser, Kreiman, Olive, Rielly, Schoenjahn, and Stewart. Nays, 1: McKinley. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: [SENATE FILE 91](#), a bill for an act relating to the use of a motor vehicle registered as an antique vehicle.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Rielly, Danielson, Noble, Beall, Dearden, Hancock, Heckroth, Putney, Warnstadt, Zaun, and Zieman. Nays, none. Absent, 2: Houser and McCoy.

Fiscal Note: REQUIRED UNDER JOINT RULE 17.

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 5th day of March, 2007:

[Senate File 61.](#)

MICHAEL E. MARSHALL
Secretary of the Senate

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 5, 2007, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 61](#) – Relating to the establishment of state and school antiharassment and antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters.

AMENDMENTS FILED

S-3050	S.F. 70	House
S-3051	S.F. 128	Dave Mulder
S-3052	S.F. 232	Mark Zieman
S-3053	S.F. 277	Appropriations
S-3054	S.F. 247	Steve Kettering
		David Johnson
		James A. Seymour
		Nancy J. Boettger
		Dave Mulder
		Ron Wieck
		Jeff Angelo
S-3055	S.F. 277	Frank B. Wood
		Dave Mulder
S-3056	S.F. 155	Paul McKinley
		Mark Zieman
		David L. Hartsuch
		Brad Zaun
		Dave Mulder
		David Johnson

Pat Ward
 Nancy J. Boettger
 Jerry Behn
 Jeff Angelo
 Larry McKibben
 Steve Kettering
 James F. Hahn
 Ron Wieck
 John Putney
 James A. Seymour
 E. Thurman Gaskill
 Larry Noble

S-3057

S.F. 277

Jeff Angelo
 Larry McKibben
 Ron Wieck
 Jerry Behn
 James A. Seymour
 Paul McKinley
 Pat Ward
 Nancy J. Boettger
 David L. Hartsuch

S-3058

S.F. 277

Jeff Angelo
 David Johnson
 Paul McKinley
 Brad Zaun
 Steve Kettering
 Mark Zieman
 David L. Hartsuch
 David Johnson
 Jerry Behn
 Nancy J. Boettger
 Pat Ward
 Larry Noble

S-3059

S.F. 277

James F. Hahn
 John Putney
 Jeff Angelo
 Ron Wieck
 Mark Zieman
 Brad Zaun
 David Johnson
 Paul McKinley

S-3060

S.F. 277

S-3061

S.F. 277

S-3062

S.F. 277

S-3063

S.F. 333

S-3064

S.F. 277

David L. Hartsuch
Larry Noble
Larry McKibben
Pat Ward
James F. Hahn
Ron Wieck
Jerry Behn
David Johnson
John Putney
Robert E. Dvorsky
Frank B. Wood
Judiciary
Dave Mulder
Frank B. Wood