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**STATE OF IOWA**

**Senate Journal**

**WEDNESDAY, APRIL 23, 2008**

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# JOURNAL OF THE SENATE

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ONE HUNDRED FIRST CALENDAR DAY  
SIXTIETH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Wednesday, April 23, 2008

The Senate met in regular session at 8:50 a.m., President Kibbie presiding.

Prayer was offered by Pastor Joseph Baring of the Payne AME Church in Waterloo, Iowa. He was the guest of Senator Dotzler.

The Journal of Tuesday, April 22, 2008, was approved.

## INTRODUCTION OF RESOLUTION

[Senate Resolution 163](#), by Courtney and Angelo, a resolution recognizing May 2008 as Huntington's Disease Awareness Month.

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

## SPECIAL GUESTS

Senators Boettger and Beall introduced to the chamber Gabriel Torwua and Tsegba Ternga, two Nigerian political leaders who were visiting Iowa as guests of the IRIS program.

The Senate rose and expressed its welcome.

Senator Black welcomed to the chamber the Honorable Bob Anderson, former state senator from Newton. He served as President of the Senate and as Lieutenant Governor of the state of Iowa.

The Senate rose and expressed its welcome.

## RECESS

On motion of Senator Gronstal, the Senate recessed at 9:02 a.m. until the completion of a meeting of the committee on Rules and Administration.

## RECONVENED

The Senate reconvened at 9:05 a.m., President Kibbie presiding.

## FINAL COMMITTEE REPORT OF BILL ACTION

## RULES AND ADMINISTRATION

**Bill Title:** [SENATE RESOLUTION 163](#), a resolution recognizing May 2008 as Huntington's Disease Awareness Month.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 9: Gronstal, Kibbie, Wieck, Angelo, Courtney, Danielson, Dearden, Ragan, and Ziemann. Nays, none. Absent, 2: Dvorsky and Lundby.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 163](#).

[Senate Resolution 163](#)

On motion of Senator Courtney, [Senate Resolution 163](#), a resolution recognizing May 2008 as Huntington's Disease Awareness Month, with report of committee recommending passage, was taken up for consideration.

Senator Courtney moved the adoption of [Senate Resolution 163](#), which motion prevailed by a voice vote.

HOUSE AMENDMENT TO  
SENATE AMENDMENT CONSIDERED

[House File 2539](#)

Senator Hatch called up for consideration [House File 2539](#), a bill for an act relating to health care reform including health care coverage intended for children and adults, health information technology, end-of-life care decision making, preexisting conditions and dependent children coverage, medical homes, prevention and chronic care management, a buy-in provision for certain individuals under the medical assistance program, disease prevention and wellness initiatives, health care transparency, and including an applicability provision, amended by the Senate and further amended by the House in House amendment [S-5414](#) to Senate amendment [H-8439](#), filed April 22, 2008.

Senator Hatch moved that the Senate concur in the House amendment to the Senate amendment, and requested that the senators vote "No."

The motion prevailed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 2539](#) be **immediately messaged** to the House.

The Senate stood at ease at 9:18 a.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 10:07 a.m., President Kibbie presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Angelo, Houser, and McKibben, until they arrive, on request of Senator Wieck.

## HOUSE AMENDMENT CONSIDERED

[Senate File 2400](#)

Senator Danielson called up for consideration [Senate File 2400](#), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and providing an effective date, amended by the House in House amendment [S-5330](#), filed April 14, 2008.

Senator Danielson offered amendment [S-5413](#), filed by him on April 22, 2008, to page 1 and to the title provisions of House amendment [S-5330](#).

Senator Wieck asked and received unanimous consent that action on amendment [S-5413](#) to House amendment [S-5330](#), amendment [S-5330](#), and [Senate File 2400](#) be **deferred**.

CONSIDERATION OF BILL  
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 2429](#).

[Senate File 2429](#)

On motion of Senator Hancock, [Senate File 2429](#), a bill for an act relating to budget requirements by certain small cities and providing an effective date, was taken up for consideration.

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

On the question "Shall the bill pass?" ([S.F. 2429](#)), the vote was:

Yeas, 47:

Appel	Fraise	Kibbie	Schmitz
Beall	Gaskill	Kreiman	Schoenjahn
Behn	Gronstal	Lundby	Seng
Black	Hahn	McCoy	Seymour

Boettger	Hancock	McKinley	Stewart
Bolkcom	Hartsuch	Mulder	Ward
Cannolly	Hatch	Noble	Warnstadt
Courtney	Heckroth	Olive	Wieck
Danielson	Hogg	Putney	Wood
Dearden	Horn	Quirnbach	Zaun
Dotzler	Johnson	Ragan	Zieman
Dvorsky	Kettering	Rielly	

Nays, none.

Absent, 3:

Angelo                      Houser                      McKibben

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 2429](#) be **immediately messaged** to the House.

#### RECESS

On motion of Senator Gronstal, the Senate recessed at 10:18 a.m. until the completion of a meeting of the committee on Government Oversight.

#### RECONVENED

The Senate reconvened at 10:33 a.m., President Kibbie presiding.

#### CONSIDERATION OF RESOLUTION (Regular Calendar)

#### [Senate Resolution 158](#)

Senator Behn asked and received unanimous consent to take up the following resolution:

- 1                      [SENATE RESOLUTION 158](#)
- 2              By: Committee on Rules and Administration
- 3              A resolution to commemorate the retirement of
- 4 Senator E. Thurman Gaskill from the Senate.
- 5              WHEREAS, Senator Gaskill has announced his

6 retirement from the Iowa Senate, having served three  
7 terms; and

8 WHEREAS, Senator Gaskill brought his love of  
9 farming to the Iowa Senate in 1998, beginning his  
10 service in a 1998 special election, first serving as  
11 the Vice-chairperson of the Committee on Agriculture  
12 and also at that time serving on the Committees on  
13 Education, Natural Resources, and Local Government,  
14 and on the Administration and Regulation  
15 Appropriations Subcommittee; and

16 WHEREAS, in the following years Senator Gaskill has  
17 chaired the Committees on Agriculture and Local  
18 Government, and the Agriculture and Natural Resources  
19 Appropriations Subcommittee, and has served as an  
20 assistant Republican floor leader, and also served as  
21 a member of the Committees on Appropriations, Small  
22 Business, Economic Development and Tourism, Human  
23 Resources, Judiciary, Rules and Administration, and  
24 State Government; and

25 WHEREAS, Senator Gaskill's public service extends  
26 beyond the Senate, having served as a Commissioner  
27 with the Iowa Department of Natural Resources and also  
28 with the Iowa Department of Economic Development,  
29 currently serving as an ex officio member on the  
30 Economic Development Board; and

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1 WHEREAS, Senator Gaskill is a past president of the  
2 Iowa Corn Growers Association, and the National Corn  
3 Growers Association, as well as a former Chairman of  
4 the United States Feed Grains Council and the Iowa  
5 Corn Growers Promotion Board during which time  
6 producer funding initiated the birth of the ethanol  
7 industry, and has held appointive positions in the  
8 United States Department of Agriculture, has spoken on  
9 behalf of United States agriculture at world food  
10 conferences in Lima, Peru, and Tokyo, Japan, and has  
11 served in numerous other agriculture positions; NOW  
12 THEREFORE,

13 BE IT RESOLVED BY THE SENATE, That the Senate  
14 thanks Senator E. Thurman Gaskill for his work in the  
15 Iowa Senate, and for his years of public service in  
16 promoting Iowa and Iowa agriculture; and

17 BE IT FURTHER RESOLVED, That the Secretary of the  
18 Senate is directed to prepare an official copy of this  
19 resolution for presentation to Senator Gaskill.

Senator Gaskill addressed the Senate with brief remarks.

The Senate rose and expressed its tribute to Senator Gaskill.

Senator Behn moved the adoption of [Senate Resolution 158](#), which motion prevailed by a voice vote.

CONSIDERATION OF RESOLUTION  
(Regular Calendar)

[Senate Resolution 156](#)

Senator Gaskill asked and received unanimous consent to take up the following resolution:

1           [SENATE RESOLUTION 156](#)  
2       By: Committee on Rules and Administration  
3 A resolution to thank Senator John Putney for his  
4 service in the Iowa Senate.  
5 WHEREAS, Senator John Putney first entered the  
6 Senate in 2003 at the convening of the 80th General  
7 Assembly; and  
8 WHEREAS, during his term of service, Senator Putney  
9 served as a Republican assistant leader and as  
10 Republican whip while in the minority and while an  
11 equal number of members of each party served in the  
12 Senate; and  
13 WHEREAS, Senator Putney served as Co-chairperson  
14 for both the Committee on Transportation and the  
15 Administration and Regulation Appropriations  
16 Subcommittee; and  
17 WHEREAS, in six years Senator Putney has worked in  
18 a wide variety of areas, serving as a member of the  
19 Committee on Agriculture, the Committee on  
20 Appropriations, the Committee on Commerce, the  
21 Committee on Economic Growth, the Committee on Ethics,  
22 the Committee on Judiciary, the Committee on Local  
23 Government, the Committee on Natural Resources and the  
24 Environment, the Committee on Rules and  
25 Administration, and a variety of appropriations  
26 subcommittees; and  
27 WHEREAS, Senator Putney is best known as a  
28 dedicated Iowa farmer who bred, raised, and exhibited  
29 cattle nationwide, and since 1993 has served as  
30 Executive Director of the Iowa State Fair Blue Ribbon

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1 Foundation, dedicating himself to the renovation and  
2 preservation of the Iowa State Fairgrounds; NOW  
3 THEREFORE,  
4 BE IT RESOLVED BY THE SENATE, That the Senate  
5 thanks Senator John Putney for his work in the Iowa

6 Senate, and for his years of public service in making  
 7 Iowa a better place to live and grow; and  
 8 BE IT FURTHER RESOLVED, That the Secretary of the  
 9 Senate is directed to prepare an official copy of this  
 10 resolution for presentation to Senator Putney.

Senator Putney addressed the Senate with brief remarks.

The Senate rose and expressed its tribute to Senator Putney.

Senator Gaskill moved the adoption of [Senate Resolution 156](#),  
 which motion prevailed by a voice vote.

CONSIDERATION OF RESOLUTION  
 (Regular Calendar)

[Senate Resolution 155](#)

Senator Gronstal asked and received unanimous consent to take  
 up the following resolution:

1                   [SENATE RESOLUTION 155](#)  
 2       By: Committee on Rules and Administration  
 3 A resolution to recognize the 30-year legislative  
 4 career of Senator Michael Connolly.  
 5 WHEREAS, Senator Michael Connolly, a young high  
 6 school teacher from Dubuque, was first elected to the  
 7 House of Representatives in 1978; and  
 8 WHEREAS, while a member of the House of  
 9 Representatives, he chaired the Committees on Economic  
 10 Development, Finance, and Transportation; and  
 11 WHEREAS, in his 18 years in the Senate, Senator  
 12 Connolly has been active in many legislative areas,  
 13 serving as assistant Democratic leader, and chairing  
 14 the Committees on Education, State Government, and the  
 15 Administrative Rules Review Committee, serving as  
 16 Vice-chairperson of the Committees on Government  
 17 Oversight and Transportation, and serving on the  
 18 Committees on Business and Labor Relations, Human  
 19 Resources, Ways and Means, Ethics, Rules and  
 20 Administration, and a number of appropriations  
 21 subcommittees; and  
 22 WHEREAS, in addition to his service in the Senate,  
 23 Senator Connolly has served on the IPERS Investment  
 24 Board and the Public Retirement Systems Committee, has  
 25 been both chair and board member of the Dubuque United  
 26 Way, and has served as a member of a variety of local  
 27 civil organizations; and  
 28 WHEREAS, throughout his long public career Senator

29 Connolly combined an affable and sincere personality  
30 with a public zeal for excellence in education and

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1 efficiency in government; NOW THEREFORE,  
2 BE IT RESOLVED BY THE SENATE, That the Senate  
3 recognizes Senator Michael Connolly for three decades  
4 of legislative service and dedication to the public  
5 good, and wishes him and his family well in the  
6 decades to come; and  
7 BE IT FURTHER RESOLVED, That the Secretary of the  
8 Senate is directed to prepare an official copy of this  
9 resolution for presentation to Senator Connolly.

Senator Connolly addressed the Senate with brief remarks.

The Senate rose and expressed its tribute to Senator Connolly.

Senator Gronstal offered amendment [S-5402](#), filed by Senator Gronstal, et al., on April 22, 2008, to page 2 of the resolution.

Senator Gronstal withdrew amendment [S-5402](#).

Senator Gronstal moved the adoption of [Senate Resolution 155](#), which motion prevailed by a voice vote.

#### 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 April 23, 2008, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 2222](#), a bill for an act relating to payment of wages.

[Senate File 2422](#), a bill for an act relating to energy independence initiatives, specifying procedures applicable to Iowa power fund applications, authorizing allocations from the fund, directing that specified payments, repayments, or recaptures made to or received by the board shall be deposited in the fund, authorizing increased allocations for administrative costs, authorizing repayment of audit expenses to the auditor of state, and providing an effective date and applicability provision.

ALSO: That the House has on April 23, 2008, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2699](#), a bill for an act relating to and making appropriations to the department of cultural affairs, the department of economic development, certain board of regents institutions, the department of workforce development, and the public employment relations board, and related matters and providing effective dates.

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

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:04 p.m. until 2:00 p.m.

**APPENDIX—1****CERTIFICATES OF RECOGNITION**

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

Velva D. Shea, Remsen—For celebrating her 85th birthday. Senator Wieck (4/23/08).

Gabriel Torwua Suswam, Executive Governor, Benue State of Nigeria—For being a distinguished guest of the people of Iowa. Senator Beall (4/23/08).

Tsegba Ternga, Nigeria—For representing the Nigerian Federal House of Representatives as a guest of the people of Iowa. Senator Beall (4/23/08).

**REPORTS OF COMMITTEE MEETINGS****GOVERNMENT OVERSIGHT**

**Convened:** April 23, 2008, 10:18 a.m.

**Members Present:** Courtney, Chair; Connolly, Vice Chair; Ward, Ranking Member; Lundby and Schmitz.

**Members Absent:** None.

**Committee Business:** Approved [SSB 3293](#).

**Adjourned:** 10:30 a.m.

**RULES AND ADMINISTRATION**

**Convened:** April 23, 2008, 9:02 a.m.

**Members Present:** Gronstal, Chair; Kibbie, Vice Chair; Wieck, Ranking Member; Angelo, Courtney, Danielson, Dearden, Ragan, and Ziemann.

**Members Absent:** Dvorsky and Lundby (both excused).

**Committee Business:** Approved [SR 163](#).

**Adjourned:** 9:05 a.m.

**INTRODUCTION OF BILL**

[Senate File 2430](#), by committee on Appropriations, a bill for an act relating to economic development by creating a community

microenterprise development organization grant program, a microenterprise development advisory committee, and a river enhancement community attraction and tourism fund, and by making changes to the requirements for individual development accounts and making appropriations, and including effective and retroactive applicability provisions.

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

## FINAL COMMITTEE REPORTS OF BILL ACTION

### AGRICULTURE

**Bill Title:** [HOUSE FILE 2688](#), a bill for an act providing for efforts to mitigate odor emitted from a livestock operation including by providing for basic and applied research and evaluations, providing for implementation, and including applicability and effective date provisions.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 14: Fraise, Rielly, Johnson, Appel, Boettger, Courtney, Gaskill, Hancock, Houser, Kibbie, Mulder, Olive, Putney, and Seng. Nays, none. Absent, 1: Black.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

### APPROPRIATIONS

**Bill Title:** [SENATE FILE 2430\\*](#) ([SSB 3301](#)), a bill for an act relating to economic development by creating a community microenterprise development organization grant program, a microenterprise development advisory committee, and a river enhancement community attraction and tourism fund, and by making changes to the requirements for individual development accounts and making appropriations, and including effective and retroactive applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 22: Dvorsky, McCoy, Kettering, Behn, Black, Boettger, Bolkcom, Connolly, Danielson, Dotzler, Fraise, Hahn, Hancock, Hatch, Hogg, Johnson, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood. Nays, none. Absent, 3: Angelo, Gaskill, 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 Appropriations Committee on [Senate File 2430](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** [HOUSE FILE 2674](#), a bill for an act concerning appropriations to the office of grants enterprise management and including an effective date provision.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 20: Dvorsky, McCoy, Kettering, Black, Boettger, Bolkcom, Dotzler, Fraise, Gaskill, Hahn, Hancock, Hogg, Johnson, Putney, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood. Nays, none. Absent, 5: Angelo, Behn, Connolly, Danielson, and Hatch.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**ALSO:**

**Bill Title:** [HOUSE FILE 2694](#), a bill for an act relating to long-term care insurance, and providing for penalties, an applicability date, repeals, and an appropriation and providing an effective date.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 20: Dvorsky, McCoy, Kettering, Black, Boettger, Bolkcom, Dotzler, Fraise, Gaskill, Hahn, Hancock, Hogg, Johnson, Putney, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood. Nays, none. Absent, 5: Angelo, Behn, Connolly, Danielson, and Hatch.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on April 22, 2008, when the votes were taken on House Files 2685 and 2673. Had I been present, I would have voted "Yea" on both. Also, I was absent when the vote was taken on [Senate File 2417](#). Had I been present, I would have voted "Nay." Also, I was absent when the vote was taken on amendment [S-5412](#) to [House File 2660](#). Had been present, I would have voted "Yea." Also, I was absent when the vote was taken on [House File 2660](#). Had I been present, I would have voted "Nay."

JOHN PUTNEY

## AFTERNOON SESSION

The Senate reconvened at 2:42 p.m., President Kibbie presiding.

## HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 23, 2008, **insisted on its amendment to [House File 2539](#)**, a bill for an act relating to health care reform including health care coverage intended for children and adults, health information technology, end-of-life care decision making, preexisting conditions and dependent children coverage, medical homes, prevention and chronic care management, a buy-in provision for certain individuals under the medical assistance program, disease prevention and wellness initiatives, health care transparency, and including an applicability provision. The conference committee members on the part of the House are: the Representative from Story, Representative Heddens, Chair; the Representative from Polk, Representative Abdul-Samad; the Representative from Henry, Representative Heaton; the Representative from Marshall, Representative Smith; and the Representative from Hancock, Representative Upmeyer.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on [House File 2539](#) on the part of the Senate: Senators Hatch, Chair; Bolkom, Ragan, Johnson, and Seymour.

The Senate stood at ease at 2:45 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 4:10 p.m., President Kibbie presiding.

CONSIDERATION OF BILL  
(Ways and Means Calendar)

Senator Courtney asked and received unanimous consent to take up for consideration [House File 901](#).

## House File 901

On motion of Senator Dotzler, [House File 901](#), a bill for an act concerning the training and certification of designated security personnel working at commercial establishments with a liquor control license or wine or beer permit, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler offered amendment [S-5418](#), filed by him from the floor striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment [S-5418](#) was adopted by a voice vote.

With the adoption of amendment [S-5418](#), the Chair ruled amendment [S-3513](#), filed by Senator Dotzler on April 27, 2007, to page 1 and to the title page of the bill, out of order.

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

Yeas, 36:

Appel	Dvorsky	Kibbie	Rielly
Beall	Fraise	Lundby	Schmitz
Black	Gaskill	McCoy	Schoenjahn
Bolkcom	Gronstal	Mulder	Seng
Connolly	Hancock	Noble	Stewart
Courtney	Hatch	Olive	Ward
Danielson	Heckroth	Putney	Warnstadt
Dearden	Hogg	Quirnbach	Wood
Dotzler	Horn	Ragan	Zieman

Nays, 12:

Behn	Hartsuch	Kreiman	Seymour
Boettger	Johnson	McKibben	Wieck
Hahn	Kettering	McKinley	Zaun

Absent, 2:

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

CONSIDERATION OF BILL  
(Appropriations Calendar)

Senator Courtney asked and received unanimous consent to take up for consideration [House File 2694](#).

[House File 2694](#)

On motion of Senator Warnstadt, [House File 2694](#), a bill for an act relating to long-term care insurance, and providing for penalties, an applicability date, repeals, and an appropriation and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Senator Warnstadt 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. 2694](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

## IMMEDIATELY MESSAGED

Senator Courtney asked and received unanimous consent that **House Files 901** and **2694** be **immediately messaged** to the House.

CONSIDERATION OF BILLS  
(Appropriations Calendar)

Senator Courtney asked and received unanimous consent to take up for consideration [House File 2674](#) and [Senate File 2430](#).

[House File 2674](#)

On motion of Senator Hogg, [House File 2674](#), a bill for an act concerning appropriations to the office of grants enterprise management and including an effective date provision, with report of committee recommending passage, was taken up for consideration.

Senator Hogg 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. 2674](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Angelo                      Houser

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

### Senate File 2430

On motion of Senator Dotzler, Senate File 2430, a bill for an act relating to economic development by creating a community microenterprise development organization grant program, a microenterprise development advisory committee, and a river enhancement community attraction and tourism fund, and by making changes to the requirements for individual development accounts and making appropriations, and including effective and retroactive applicability provisions, was taken up for consideration.

Senator Dotzler offered amendment S-5421, filed by him from the floor to page 5 of the bill, and moved its adoption.

Amendment S-5421 was adopted by a voice vote.

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. 2430), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Angelo                      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 2430](#) and [House File 2674](#) be **immediately messaged** to the House.

#### HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 23, 2008, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 2418](#), a bill for an act relating to notice provided to certain households about the availability of volunteer or free income tax assistance programs and the federal and state earned income tax credits.

[Senate File 2419](#), a bill for an act relating to the property tax exemption for speculative shell buildings and including effective and retroactive applicability date provisions.

ALSO: That the House has on April 23, 2008, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2672](#), a bill for an act relating to water use permit fees, creating a new water use permit fund, and making appropriations.

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

ALSO: That the House has on April 23, 2008, **amended and passed** the following bills in which the concurrence of the Senate is asked:

[Senate File 2413](#), a bill for an act relating to requests and applications submitted by school districts to the school budget review committee concerning school district finances. ([S-5428](#))

[Senate File 2415](#), a bill for an act allowing certain counties to participate in a pilot project for emergency response districts and providing for a district tax levy. ([S-5423](#))

#### RECESS

On motion of Senator Gronstal, the Senate recessed at 5:15 p.m. until the completion of a meeting of the committee on Appropriations.

#### RECONVENED

The Senate reconvened at 5:50 p.m., President Kibbie presiding.

#### HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 14, 2008, **amended and passed** the following bill in which the concurrence of the Senate is asked:

[Senate File 2216](#), a bill for an act concerning state and local measures for preparing a student for a career or for postsecondary education, including a statewide core curriculum for school districts and accredited nonpublic schools and a state-designated career information and decision-making system. ([S-5430](#))

#### LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Lundby and McKibben, until they return, on request of Senator Wieck.

## BUSINESS PENDING

[Senate File 2400](#)

The Senate resumed consideration of [Senate File 2400](#), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and providing an effective date, amendment [S-5413](#) to amendment [S-5330](#), and amendment [S-5330](#), previously deferred.

Senator Danielson offered amendment [S-5422](#), filed by him from the floor to pages 1, 3, 7, and 12 of amendment [S-5413](#).

The Senate stood at ease at 5:55 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 6:22 p.m., President Kibbie presiding.

The Senate resumed consideration of amendment [S-5422](#) (to amendment [S-5413](#)).

Senator Danielson moved the adoption of amendment [S-5422](#).

Amendment [S-5422](#) was adopted by a voice vote.

Senator Danielson moved the adoption of amendment [S-5413](#), as amended.

Amendment [S-5413](#) was adopted by a voice vote.

Senator Danielson moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Danielson moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last

time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2400](#)), the vote was:

Yeas, 28:

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

Nays, 19:

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

Absent, 3:

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

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2400](#) be **immediately messaged** to the House.

#### HOUSE AMENDMENT CONSIDERED

#### [Senate File 2406](#)

Senator Gronstal called up for consideration [Senate File 2406](#), a bill for an act relating to appointments by members of the general assembly to statutory boards, commissions, councils, and committees, abolishing certain related entities, and including effective date and applicability provisions, amended by the House in House amendment [S-5410](#), filed April 22, 2008.

Senator Gronstal offered amendment [S-5419](#), filed by him from the floor to page 1 of House amendment [S-5410](#), and moved its adoption.

Amendment [S-5419](#) was adopted by a voice vote.

Senator Gronstal moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Gronstal moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2406](#)), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Houser	Lundby	McKibben
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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 2406](#) be **immediately messaged** to the House.

## FINAL COMMITTEE REPORT OF BILL ACTION

## APPROPRIATIONS

**Bill Title:** [HOUSE FILE 2672](#), a bill for an act relating to water use permit fees, creating a new water use permit fund, and making appropriations.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 23: Dvorsky, McCoy, Kettering, Behn, Black, Boettger, Bolkcom, Connolly, Danielson, Dotzler, Fraise, Gaskill, Hahn, Hancock, Hogg, Johnson, Putney, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood. Nays, none. Absent, 2: Angelo and Hatch.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILL  
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2672](#).

[House File 2672](#)

On motion of Senator Hogg, [House File 2672](#), a bill for an act relating to water use permit fees, creating a new water use permit fund, and making appropriations, with report of committee recommending passage, was taken up for consideration.

Senator Hogg 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. 2672](#)), the vote was:

Yeas, 47:

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

Dearden            Horn            Ragan            Zieman  
Dotzler            Johnson        Rielly

Nays, none.

Absent, 3:

Houser            Lundby        McKibben

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 File 2672](#) be **immediately messaged** to the House.

The Senate stood at ease at 6:45 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 7:27 p.m., President Kibbie presiding.

#### CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2679](#).

#### [House File 2679](#)

On motion of Senator Wood, [House File 2679](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Wood offered amendment [S-5431](#), filed by him from the floor to pages 2–4, 7, 12–14, 16, 17, 22–26, 30, 37, 40, 48–50, 52, 58, 61, and 62 of the bill.

Senator Wood asked and received unanimous consent that action on amendment [S-5431](#) be deferred.

Senator McKinley offered amendment [S-5424](#), filed by him from the floor to page 13 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5424](#) be adopted?" ([H.F. 2679](#)), the vote was:

Yeas, 17:

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

Nays, 31:

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

Absent, 2:

Houser	McKibben
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Amendment [S-5424](#) lost.

Senator Zaun offered amendment [S-5420](#), filed by Senators Zaun and Mulder from the floor to page 27 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5420](#) be adopted?” ([H.F. 2679](#)), the vote was:

Yeas, 17:

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

Nays, 31:

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

Absent, 2:

Houser	McKibben
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Amendment [S-5420](#) lost.

Senator McKinley offered amendment [S-5429](#), filed by him from the floor to page 28 of the bill, and moved its adoption.

Amendment [S-5429](#) lost by a voice vote.

Senator McKinley offered amendment [S-5425](#), filed by Senators Zaun and McKinley from the floor to page 38 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5425](#) be adopted?” ([H.F. 2679](#)), the vote was:

Yeas, 18:

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

Nays, 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	

Absent, 2:

Houser                      McKibben

Amendment [S-5425](#) lost.

Senator Zaun offered amendment [S-5426](#), filed by him from the floor to page 38 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5426](#) be adopted?” ([H.F. 2679](#)), the vote was:

Yeas, 19:

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

Nays, 29:

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

Absent, 2:

Houser                      McKibben

Amendment [S-5426](#) lost.

Senator Zaun offered amendment [S-5427](#), filed by him from the floor to page 38 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5427](#) be adopted?" ([H.F. 2679](#)), the vote was:

Yeas, 22:

Angelo	Hahn	McKinley	Ward
Beall	Hancock	Mulder	Wieck
Behn	Hartsuch	Noble	Zaun
Black	Johnson	Putney	Zieman
Boettger	Kettering	Seng	
Gaskill	Lundby	Seymour	

Nays, 26:

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

Absent, 2:

Houser	McKibben
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Amendment [S-5427](#) lost.

Senator Putney asked and received unanimous consent to withdraw amendment [S-5417](#), filed by Senator Putney, et al., from the floor to page 62 of the bill.

#### LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Gaskill and Putney, until they return, on request of Senator Wieck.

#### BUSINESS PENDING

#### [House File 2679](#)

The Senate resumed consideration of [House File 2679](#).

Senator Angelo offered amendment [S-5432](#), filed by him from the floor to page 62 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5432](#) be adopted?” ([H.F. 2679](#)), the vote was:

Yeas, 16:

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

Nays, 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	

Absent, 4:

Gaskill	Houser	McKibben	Putney
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Amendment [S-5432](#) lost.

The Senate resumed consideration of amendment [S-5431](#), previously deferred.

Senator Zieman offered amendment [S-5435](#), filed by him from the floor to page 2 of amendment [S-5431](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5435](#) be adopted?” ([H.F. 2679](#)), the vote was:

Yeas, 16:

Angelo	Hartsuch	McKinley	Ward
Behn	Johnson	Mulder	Wieck

Boettger	Kettering	Noble	Zaun
Hahn	Lundby	Seymour	Zieman

Nays, 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	

Absent, 4:

Gaskill	Houser	McKibben	Putney
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Amendment [S-5435](#) lost.

Senator Behn offered amendment [S-5434](#), filed by him from the floor to page 4 of amendment [S-5431](#).

Senator Zaun asked and received unanimous consent that action on amendment [S-5434](#) be deferred.

Senator Dvorsky offered amendment [S-5436](#), filed by him from the floor to page 3 of amendment [S-5431](#), and moved its adoption.

Amendment [S-5436](#) was adopted by a voice vote.

Senator McKinley offered amendment [S-5437](#), filed by him from the floor to pages 10 and 11 of amendment [S-5431](#), and moved its adoption.

A nonrecord roll call was requested.

The ayes were 14, nays 27.

Amendment [S-5437](#) lost.

The Senate resumed consideration of amendment [S-5434](#) to amendment [S-5431](#), previously deferred.

Senator Behn moved the adoption of amendment [S-5434](#).

A record roll call was requested.

On the question "Shall amendment [S-5434](#) be adopted?" ([H.F. 2679](#)), the vote was:

Yeas, 15:

Angelo	Hartsuch	Mulder	Wieck
Behn	Johnson	Noble	Zaun
Boettger	Kettering	Seymour	Zieman
Hahn	McKinley	Ward	

Nays, 31:

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

Absent, 4:

Gaskill	Houser	McKibben	Putney
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Amendment [S-5434](#) lost.

Senator Wood offered amendment [S-5438](#), filed by him from the floor to page 1 of amendment [S-5431](#), and moved its adoption.

Amendment [S-5438](#) was adopted by a voice vote.

Senator Wood moved the adoption of amendment [S-5431](#), as amended.

Amendment [S-5431](#) was adopted by a voice vote.

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. 2679](#)), the vote was:

Yeas, 34:

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

Nays, 12:

Angelo	Hartsuch	McKinley	Wieck
Behn	Johnson	Noble	Zaun
Hahn	Kettering	Ward	Zieman

Absent, 4:

Gaskill	Houser	McKibben	Putney
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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 File 2679](#) be **immediately messaged** to the House.

#### CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2688](#).

#### [House File 2688](#)

On motion of Senator Courtney, [House File 2688](#), a bill for an act providing for efforts to mitigate odor emitted from a livestock operation including by providing for basic and applied research and evaluations, providing for implementation, and including applicability and effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Connolly took the chair at 9:15 p.m.

The Senate stood at ease at 9:20 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 9:28 p.m., Senator Connolly presiding.

Senator Kibbie offered amendment [S-5397](#), filed by Senators Kibbie and Houser on April 22, 2008, to pages 1, 2, 5, 7, and 8 of the bill.

Senator McKinley withdrew amendment [S-5406](#), filed by Senators McKinley and Behn on April 22, 2008, to pages 1 and 2 of amendment [S-5397](#).

Senator Kibbie moved the adoption of amendment [S-5397](#).

Amendment [S-5397](#) was adopted by a voice vote.

Senator Quirnbach offered amendment [S-5415](#), filed by Senator Quirnbach, et al., from the floor to pages 4 and 5 of the bill.

Senator Quirnbach offered amendment [S-5433](#), filed by him from the floor to page 1 of amendment [S-5415](#), and moved its adoption.

Amendment [S-5433](#) was adopted by a voice vote.

Senator Quirnbach moved the adoption of amendment [S-5415](#), as amended.

Amendment [S-5415](#) was adopted by a voice vote.

Senator Bolkcom offered amendment [S-5403](#), filed by Senators Hogg and Lundby on April 22, 2008, to page 7 of the bill, and moved its adoption.

Amendment [S-5403](#) lost by a voice vote.

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. 2688](#)), the vote was:

Yeas, 29:

Angelo	Gronstal	Kibbie	Seng
Appel	Hahn	Kreiman	Stewart
Behn	Hancock	Lundby	Wieck
Black	Hartsuch	McKinley	Wood
Boettger	Heckroth	Mulder	Zieman
Courtney	Horn	Olive	
Dearden	Johnson	Rielly	
Fraise	Kettering	Schoenjahn	

Nays, 17:

Beall	Dvorsky	Quirnbach	Warnstadt
Bolkcom	Hatch	Ragan	Zaun
Connolly	Hogg	Schmitz	
Danielson	McCoy	Seymour	
Dotzler	Noble	Ward	

Absent, 4:

Gaskill	Houser	McKibben	Putney
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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 File 2688](#) be **immediately messaged** to the House.

#### HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 23, 2008, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2690](#), a bill for an act relating to student loans, including the protection of students and parents from certain lenders and institutions of higher education with conflicts of interest, establishing a student lending education fund, establishing penalties, and providing for properly related matters, and including an effective date.

Read first time and referred to committee on **Government Oversight**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:54 p.m. until 10:00 a.m., Thursday, April 24, 2008.

**APPENDIX—2****CERTIFICATES OF RECOGNITION**

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

Richard and Judy Bennett—For celebrating their 50th wedding anniversary. Senator Gronstal (4/23/08).

Alex Debner—For achieving the rank of Eagle Scout. Senator Schoenjahn (4/23/08).

Jerry and Emma Driver—For celebrating their 50th anniversary. Senator Gronstal (4/23/08).

Nancy Gardner, West Liberty—For being named 2008 Iowa Elementary Principal of the Year. Senator Hahn (4/23/08).

**INTRODUCTION OF BILL**

[Senate File 2431](#), by committee on Government Oversight, a bill for an act relating to student loans, including the protection of students and parents from certain lenders and institutions of higher education with conflicts of interest, establishing a student lending education fund, establishing penalties, and providing for properly related matters, and including an effective date.

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

**FINAL COMMITTEE REPORTS OF BILL ACTION****APPROPRIATIONS**

**Bill Title:** [HOUSE FILE 2699](#), a bill for an act relating to and making appropriations to the department of cultural affairs, the department of economic development, certain board of regents institutions, the department of workforce development, and the public employment relations board, and related matters and providing effective dates.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 16: Dvorsky, McCoy, Black, Bolkcom, Connolly, Danielson, Dotzler, Fraise, Gaskill, Hogg, Putney, Ragan, Seng, Ward, Warnstadt, and Wood. Nays, 6: Kettering, Behn, Boettger, Hahn, Johnson, and Seymour. Present, 1: Hancock. Absent, 2: Angelo and Hatch.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## GOVERNMENT OVERSIGHT

**Bill Title:** [SENATE FILE 2431\\*](#) ([SSB 3293](#)), a bill for an act relating to student loans, including the protection of students and parents from certain lenders and institutions of higher education with conflicts of interest, establishing a student lending education fund, establishing penalties, and providing for properly related matters, and including an effective date.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 5: Courtney, Connolly, Ward, Lundby, and Schmitz. 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 Government Oversight Committee on [Senate File 2431](#), and they were attached to the committee report.

## AMENDMENTS FILED

<a href="#">S-5415</a>	<a href="#">H.F. 2688</a>	Herman C. Quirnbach Robert E. Dvorsky Jeff Danielson Daryl Beall Joe Bolkcom Thomas G. Courtney
<a href="#">S-5416</a>	<a href="#">S.F. 2412</a>	Amanda Ragan
<a href="#">S-5417</a>	<a href="#">H.F. 2679</a>	John Putney E. Thurman Gaskill Jerry Behn Ron Wieck Nancy J. Boettger David L. Hartsuch Pat Ward Dave Mulder Paul McKinley Steve Kettering James F. Hahn
<a href="#">S-5418</a>	<a href="#">H.F. 901</a>	William Dotzler
<a href="#">S-5419</a>	<a href="#">S.F. 2406</a>	Michael E. Gronstal
<a href="#">S-5420</a>	<a href="#">H.F. 2679</a>	Brad Zaun Dave Mulder
<a href="#">S-5421</a>	<a href="#">S.F. 2430</a>	William Dotzler
<a href="#">S-5422</a>	<a href="#">S.F. 2400</a>	Jeff Danielson

<a href="#">S-5423</a>	<a href="#">S.F. 2415</a>	House
<a href="#">S-5424</a>	<a href="#">H.F. 2679</a>	Paul McKinley
<a href="#">S-5425</a>	<a href="#">H.F. 2679</a>	Brad Zaun
		Paul McKinley
<a href="#">S-5426</a>	<a href="#">H.F. 2679</a>	Brad Zaun
<a href="#">S-5427</a>	<a href="#">H.F. 2679</a>	Brad Zaun
<a href="#">S-5428</a>	<a href="#">S.F. 2413</a>	House
<a href="#">S-5429</a>	<a href="#">H.F. 2679</a>	Paul McKinley
<a href="#">S-5430</a>	<a href="#">S.F. 2216</a>	House
<a href="#">S-5431</a>	<a href="#">H.F. 2679</a>	Frank B. Wood
<a href="#">S-5432</a>	<a href="#">H.F. 2679</a>	Jeff Angelo
<a href="#">S-5433</a>	<a href="#">H.F. 2688</a>	Herman C. Quirnbach
<a href="#">S-5434</a>	<a href="#">H.F. 2679</a>	Jerry Behn
<a href="#">S-5435</a>	<a href="#">H.F. 2679</a>	Mark Zieman
<a href="#">S-5436</a>	<a href="#">H.F. 2679</a>	Robert E. Dvorsky
<a href="#">S-5437</a>	<a href="#">H.F. 2679</a>	Paul McKinley
<a href="#">S-5438</a>	<a href="#">H.F. 2679</a>	Frank B. Wood