

PROOF

STATE OF IOWA

Senate Journal

MONDAY, MARCH 16, 2009

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JOURNAL OF THE SENATE

SIXTY-FOURTH CALENDAR DAY
THIRTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 16, 2009

The Senate met in regular session at 1:09 p.m., President Kibbie presiding.

Prayer was offered by Reverend Michael De Boef, pastor of the New Hope Church of the Nazarene in Kansas City, Kansas. He was the guest of Senator Rielly.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Charlie Caris.

The Journal of Thursday, March 12, 2009, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Major General Ron Dardis, the governor's appointee, to be the Executive Director of the Rebuild Iowa Office. He was the guest of Senator Hogg and the committee on Rebuild Iowa.

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 12, 2009, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 197](#), a bill for an act relating to unemployment insurance benefits and compliance with federal law regarding and in

order to qualify for funding, and including effective and applicability dates.

ALSO: That the House has on March 12, 2009, **passed** the following bill in which the concurrence of the Senate is asked:

House File 618, a bill for an act relating to the duties of the labor commissioner pursuant to wage payment collection and child labor law enforcement, and providing penalties.

Read first time and attached to **similar Senate File 357**.

SPECIAL GUESTS

President Kibbie welcomed to the Senate chamber former Senators Frank Wood and Pat Deluhery.

The Senate rose and expressed its welcome.

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate Files 362, 388, and 408** be referred from the Regular Calendar to the committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:24 p.m. until 8:45 a.m., Tuesday, March 17, 2009.

APPENDIX**REPORTS OF COMMITTEE MEETINGS****HUMAN RESOURCES**

Convened: Monday, March 16, 2009, 3:05 p.m.

Members Present: Ragan, Chair; Schmitz, Vice Chair; Hartsuch, Ranking Member; Bartz, Boettger, Bolkcom, Dotzler, Hatch, Johnson, Quirmbach, Seymour, and Wilhelm.

Members Absent: Kreiman (excused).

Committee Business: Passed [HF 314](#).

Adjourned: 3:10 p.m.

STATE GOVERNMENT

Convened: Monday, March 16, 2009, 2:05 p.m.

Members Present: Appel, Chair; Kibbie, Vice Chair; Feenstra, Ranking Member; Behn, Black, Courtney, Danielson, Dearden, Hartsuch, Hatch, Horn, Jochum, Seymour, Sodders, and Wieck.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 2:10 p.m.

INTRODUCTION OF BILLS

[Senate File 419](#), by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation, including provisions for the administration of the department, driver licensing, vehicle regulation, the motor fuel tax formula, and the issuance of citations, establishing a cap on annual deposits to the TIME-21 fund, providing a penalty, and providing effective and retroactive applicability dates.

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

[Senate File 420](#), by committee on State Government, a bill for an act concerning limitations on employment of persons employed by a wine permittee engaged in manufacturing and wholesaling native wine.

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

[Senate File 421](#), by committee on State Government, a bill for an act establishing a multiple sclerosis support fund and authorizing lottery games to benefit persons with multiple sclerosis.

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

[Senate File 422](#), by committee on Human Resources, a bill for an act relating to a quality assurance assessment program, nursing facility reimbursements, and providing monetary penalties, contingencies, and effective dates.

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

[Senate File 423](#), by committee on Environment and Energy Independence, a bill for an act providing for the dispensing of ethanol blended gasoline by authorizing the use of secondary containment, and providing an effective date.

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

[Senate File 424](#), by committee on State Government, a bill for an act providing time off from work to attend presidential precinct caucuses and making penalties applicable.

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

[Senate File 425](#), by committee on Judiciary, a bill for an act providing for certain witness information in the minutes of evidence filed with a trial information or indictment and providing an effective date.

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

[Senate File 426](#), by committee on Local Government, a bill for an act providing for the exclusion of costs associated with installation of a geothermal heating or cooling system from a residence's property value for purposes of property taxation and including an applicability date provision.

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

[Senate File 427](#), by committee on State Government, a bill for an act concerning the department of human rights.

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

[Senate File 428](#), by committee on State Government, a bill for an act relating to permissible prizes for use of an electrical and mechanical amusement device.

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

[Senate File 429](#), by committee on Local Government, a bill for an act authorizing local authorities to permit parking on the left side of a roadway.

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

[Senate File 430](#), by committee on Rules and Administration, a bill for an act relating to appointments by members of the general assembly to statutory boards, commissions, councils, and committees, and including effective date and applicability provisions.

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

[Senate File 431](#), by committee on Judiciary, a bill for an act relating to the reorganization of operating-while-intoxicated criminal offenses, making related changes, and providing an effective date.

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

[Senate File 432](#), by committee on Agriculture, a bill for an act regulating animal feeding operations, making penalties applicable, and providing for penalties.

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

[Senate File 433](#), by committee on Human Resources, a bill for an act relating to the classification and assessment of violations in health care facilities and assisted living programs and providing penalties.

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

[Senate File 434](#), by committee on Local Government, a bill for an act relating to nuisance properties by requiring the indexing of certain municipal citations and petitions affecting real property.

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

[Senate File 435](#), by committee on Local Government, a bill for an act relating to the entry upon land by a surveyor for land survey purposes.

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

[Senate File 436](#), by committee on Local Government, a bill for an act relating to observers at satellite absentee voting stations.

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

[Senate File 437](#), by committee on Local Government, a bill for an act relating to the affairs of the governing body of a drainage district by providing for public access to meetings and records.

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

[Senate File 438](#), by committee on Judiciary, a bill for an act relating to actions injurious to dependent adults and residents of health care facilities and providing penalties.

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

[Senate File 439](#), by committee on Veterans Affairs, a bill for an act exempting from the computation of the state individual income tax certain benefits received from the veterans trust fund and including a retroactive applicability date provision.

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

[Senate File 440](#), by committee on Veterans Affairs, a bill for an act relating to prescription drug coverage for health care facility residents eligible for federal veterans affairs benefits.

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

[Senate File 441](#), by committee on Local Government, a bill for an act relating to local emergency management by modifying provisions of the statewide mutual aid compact and by making changes to certain funding provisions.

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

[Senate File 442](#), by committee on Environment and Energy Independence, a bill for an act relating to antidegradation protection for surface waters.

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

[Senate File 443](#), by committee on State Government, a bill for an act requiring automated external defibrillators in all physical exercise clubs and clinical exercise centers, and providing an effective date.

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

[Senate File 444](#), by committee on Judiciary, a bill for an act relating to the uniform adult guardianship and protective proceedings Act relating to the establishment, transfer, and recognition of guardianships and conservatorships in multistate cases, and including effective date and applicability provisions.

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

[Senate File 445](#), by committee on Education, a bill for an act relating to teacher compensation by requiring school corporations to incorporate teacher compensation into individual salary schedules and by eliminating the educational excellence program.

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

STUDY BILL RECEIVED

[SSB 1306](#) **Human Resources**

Relating to criteria under the medical assistance program for admission to a psychiatric medical institution for children.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 399](#)

HUMAN RESOURCES: Dotzler, Chair; Schmitz and Seymour

[Senate File 400](#)

HUMAN RESOURCES: Dotzler, Chair; Schmitz and Seymour

[Senate File 401](#)

HUMAN RESOURCES: Dotzler, Chair; Schmitz and Seymour

[House File 478](#)

COMMERCE: Courtney, Chair; Hartsuch and Schmitz

[SSB 1306](#)

HUMAN RESOURCES: Bolkom, Chair; Hartsuch and Hatch

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: *[SENATE FILE 432](#) (formerly [SF 308](#)), a bill for an act regulating animal feeding operations, making penalties applicable, and providing for penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Fraise, Olive, Johnson, Appel, Black, Boettger, Courtney, Hahn, Hancock, Kapucian, Kibbie, Rielly, Seng, and Sodders. Nays, none. Absent, 1: Behn.

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 Agriculture Committee on [Senate File 432](#), and they were attached to the committee report.

APPROPRIATIONS

Bill Title: [SENATE FILE 142 \(SSB 1125\)](#), a bill for an act relating to economic development by providing for an innovation and commercialization development fund, making the department of revenue responsible for approving certain tax credits for third-party developers, making appropriations, and providing an effective date.

Recommendation: DO PASS.

Final Vote: Ayes, 23: Dvorsky, Kettering, Appel, Bartz, Boettger, Bolkcom, Danielson, Dearden, Dotzler, Fraise, Hahn, Hancock, Hatch, Hogg, Jochum, Johnson, Kapucian, Noble, Ragan, Schoenjahn, Seng, Seymour, and Warnstadt. Nays, none. Absent, 2: McCoy and Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 344 \(SSB 1241\)](#), a bill for an act relating to the requirements of certain financial assistance programs administered by the department of economic development including a reorganization of the grow Iowa values fund and creating a grow Iowa values financial assistance program.

Recommendation: DO PASS.

Final Vote: Ayes, 20: Dvorsky, Kettering, Bartz, Boettger, Bolkcom, Danielson, Dotzler, Fraise, Hahn, Hancock, Hatch, Hogg, Johnson, Kapucian, Noble, Ragan, Schoenjahn, Seng, Seymour, and Warnstadt. Nays, 3: Appel, Dearden, and Jochum. Absent, 2: McCoy and Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *[SENATE FILE 445](#) (formerly [SF 314](#)), a bill for an act relating to teacher compensation by requiring school corporations to incorporate teacher compensation into individual salary schedules and by eliminating the educational excellence program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Schmitz, Schoenjahn, Appel, Beall, Dvorsky, Heckroth, Kreiman, Quirnbach, Soddors, and Wilhelm. Nays, 5: Boettger, Feenstra, Hamerlinck, Johnson, and McKinley. 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 445](#), and they were attached to the committee report.

ENVIRONMENT AND ENERGY INDEPENDENCE

Bill Title: [*SENATE FILE 423 \(SSB 1254\)](#), a bill for an act providing for the dispensing of ethanol blended gasoline by authorizing the use of secondary containment, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Black, Hogg, Behn, Bolkcom, Hancock, Hartsuch, Reynolds, Rielly, Stewart, Ward, and Wilhelm. 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 Environment and Energy Independence Committee on [Senate File 423](#), and they were attached to the committee report.

ALSO:

Bill Title: [*SENATE FILE 442 \(SSB 1260\)](#), a bill for an act relating to antidegradation protection for surface waters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Black, Behn, Hancock, Hartsuch, Reynolds, Rielly, Stewart, Ward, and Wilhelm. Nays, 2: Hogg and Bolkcom. 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 Environment and Energy Independence Committee on [Senate File 442](#), and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: [*SENATE FILE 422 \(SSB 1179\)](#), a bill for an act relating to a quality assurance assessment program, nursing facility reimbursements, and providing monetary penalties, contingencies, and effective dates.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Schmitz, Hartsuch, Bartz, Bolkcom, Dotzler, Hatch, Johnson, Kreiman, Quirnbach, and Wilhelm. Nays, 1: Seymour. Absent, 1: Boettger.

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

ALSO:

Bill Title: *[SENATE FILE 433 \(SSB 1142\)](#), a bill for an act relating to the classification and assessment of violations in health care facilities and assisted living programs and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Schmitz, Hartsuch, Bartz, Boettger, Bolkcom, Dotzler, Hatch, Johnson, Kreiman, Quirnbach, Seymour, and Wilhelm. 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 433](#), and they were attached to the committee report.

ALSO:

Bill Title: [HOUSE FILE 314 \(HSB 50\)](#), a bill for an act relating to health-related activities and regulation by the department of public health and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Ragan, Schmitz, Hartsuch, Bartz, Boettger, Bolkcom, Dotzler, Hatch, Johnson, Quirnbach, Seymour, and Wilhelm. Nays, none. Absent, 1: Kreiman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *[SENATE FILE 425](#) (formerly [SF 345](#)), a bill for an act providing for certain witness information in the minutes of evidence filed with a trial information or indictment and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Kreiman, Hogg, Kettering, Boettger, Fraise, Hancock, Horn, Jochum, Noble, Quirmbach, Schoenjahn, Soddors, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on [Senate File 425](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 431 \(SSB 1275\)](#), a bill for an act relating to the reorganization of operating-while-intoxicated criminal offenses, making related changes, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Kreiman, Hogg, Kettering, Boettger, Fraise, Hancock, Horn, Jochum, Noble, Quirmbach, Schoenjahn, Soddors, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on [Senate File 431](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 438 \(SSB 1206\)](#), a bill for an act relating to actions injurious to dependent adults and residents of health care facilities and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Kreiman, Hogg, Kettering, Boettger, Fraise, Hancock, Horn, Jochum, Noble, Quirmbach, Schoenjahn, Soddors, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on [Senate File 438](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 444 \(SSB 1284\)](#), a bill for an act relating to the uniform adult guardianship and protective proceedings Act relating to the establishment, transfer, and recognition of guardianships and conservatorships in multistate cases, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Kreiman, Hogg, Kettering, Boettger, Fraise, Hancock, Horn, Jochum, Noble, Quirnbach, Schoenjahn, Soddors, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: [SENATE FILE 426 \(SSB 1292\)](#), a bill for an act providing for the exclusion of costs associated with installation of a geothermal heating or cooling system from a residence's property value for purposes of property taxation and including an applicability date provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirnbach, Beall, Reynolds, Hamerlinck, Houser, Kapucian, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 429](#) (formerly [SF 240](#)), a bill for an act authorizing local authorities to permit parking on the left side of a roadway.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirnbach, Beall, Reynolds, Hamerlinck, Houser, Kapucian, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [*SENATE FILE 434 \(SSB 1293\)](#), a bill for an act relating to nuisance properties by requiring the indexing of certain municipal citations and petitions affecting real property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirnbach, Beall, Reynolds, Hamerlinck, Houser, Kapucian, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on [Senate File 434](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 435](#) (formerly [SF 255](#)), a bill for an act relating to the entry upon land by a surveyor for land survey purposes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Quirnbach, Beall, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, 4: Reynolds, Hamerlinck, Houser, and Kapucian. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on [Senate File 435](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 436](#) (formerly [SF 316](#)), a bill for an act relating to observers at satellite absentee voting stations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirnbach, Beall, Reynolds, Hamerlinck, Houser, Kapucian, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 437](#) (formerly [SF 260](#)), a bill for an act relating to the affairs of the governing body of a drainage district by providing for public access to meetings and records.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirnbach, Beall, Reynolds, Hamerlinck, Houser, Kapucian, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 441 \(SSB 1297\)](#), a bill for an act relating to local emergency management by modifying provisions of the statewide mutual aid compact and by making changes to certain funding provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Quirnbach, Beall, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, 4: Reynolds, Hamerlinck, Houser, and Kapucian. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on [Senate File 441](#), and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: [SENATE FILE 430 \(SSB 1288\)](#), a bill for an act relating to appointments by members of the general assembly to statutory boards, commissions, councils, and committees, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Gronstal, Kibbie, McKinley, Courtney, Dearden, Dvorsky, Kettering, and Ragan. Nays, none. Absent, 3: Boettger, Danielson, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: [SENATE FILE 420 \(SSB 1290\)](#), a bill for an act concerning limitations on employment of persons employed by a wine permittee engaged in manufacturing and wholesaling native wine.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Appel, Kibbie, Feenstra, Behn, Black, Courtney, Danielson, Dearden, Hartsuch, Hatch, Horn, Jochum, Seymour, Sodders, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 421](#) (formerly [SF 77](#)), a bill for an act establishing a multiple sclerosis support fund and authorizing lottery games to benefit persons with multiple sclerosis.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Appel, Kibbie, Feenstra, Behn, Black, Courtney, Danielson, Dearden, Hartsuch, Hatch, Horn, Jochum, Seymour, Sodders, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 424](#) (formerly [SF 125](#)), a bill for an act providing time off from work to attend presidential precinct caucuses and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Appel, Kibbie, Black, Courtney, Danielson, Dearden, Hatch, Horn, Jochum, and Sodders. Nays, 5: Feenstra, Behn, Hartsuch, Seymour, and Wieck. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 427 \(SSB 1304\)](#), a bill for an act concerning the department of human rights.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Appel, Kibbie, Feenstra, Behn, Black, Courtney, Danielson, Dearden, Hartsuch, Hatch, Horn, Jochum, Seymour, Sodders, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 428](#) (formerly [SF 303](#)), a bill for an act relating to permissible prizes for use of an electrical and mechanical amusement device.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Appel, Kibbie, Courtney, Danielson, Dearden, Hatch, Horn, Jochum, Seymour, and Sodders. Nays, 5: Feenstra, Behn, Black, Hartsuch, and Wieck. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 443](#) (formerly [SF 103](#)), a bill for an act requiring automated external defibrillators in all physical exercise clubs and clinical exercise centers, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Appel, Kibbie, Feenstra, Black, Courtney, Danielson, Dearden, Hartsuch, Hatch, Horn, Jochum, Seymour, Soddors, and Wieck. Nays, 1: Behn. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on [Senate File 443](#), and they were attached to the committee report.

TRANSPORTATION

Bill Title: *[SENATE FILE 419 \(SSB 1185\)](#), a bill for an act relating to matters under the purview of the department of transportation, including provisions for the administration of the department, driver licensing, vehicle regulation, the motor fuel tax formula, and the issuance of citations, establishing a cap on annual deposits to the TIME-21 fund, providing a penalty, and providing effective and retroactive applicability dates.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Rielly, Beall, Noble, Dandekar, Danielson, Hahn, Hancock, Heckroth, Kapucian, McCoy, Reynolds, Warnstadt, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on [Senate File 419](#), and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: [SENATE FILE 439 \(SSB 1300\)](#), a bill for an act exempting from the computation of the state individual income tax certain benefits received from the veterans trust fund and including a retroactive applicability date provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Beall, Warnstadt, Seymour, Black, Danielson, Kibbie, Noble, and Ragan. Nays, none. Absent, 3: Hartsuch, Soddors, and Wieck.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 440](#) (formerly [SF 257](#)), a bill for an act relating to prescription drug coverage for health care facility residents eligible for federal veterans affairs benefits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Beall, Warnstadt, Seymour, Black, Danielson, Kibbie, Noble, Ragan, and Sodders. Nays, none. Absent, 2: Hartsuch and Wieck.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

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 13th day of March, 2009:

[Senate File 270.](#)

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 16th day of March, 2009:

[Senate File 108.](#)

MICHAEL E. MARSHALL
Secretary of the Senate

AMENDMENTS FILED

S-3072	S.F. 389	Jack Hatch
S-3073	S.F. 389	Jack Hatch
S-3074	S.F. 357	Dick L. Dearden
S-3075	S.F. 436	Keith A. Kreiman
S-3076	S.F. 178	Tom Hancock
		Mary Jo Wilhelm
		Thomas G. Courtney
		Brian Schoenjahn
		Wally E. Horn
		Matt McCoy
		Nancy J. Boettger
		Rich Olive
		Becky Schmitz
		Shawn Hamerlinck
		Jeff Danielson
		Jerry Behn
		Ron Wieck

James A. Seymour
Pat Ward
Steve Kettering
William A. Dotzler, Jr.
Merlin Bartz
Randy Feenstra
Swati A. Dandekar
David Johnson
Dennis H. Black
Kim Reynolds
Brad Zaun
Herbert Houser
Tim L. Kapucian
Gene Fraise