

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, APRIL 16, 2009

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JOURNAL OF THE SENATE

NINETY-FIFTH CALENDAR DAY
FIFTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 16, 2009

The Senate met in regular session at 9:06 a.m., President Kibbie presiding.

Prayer was offered by Pastor Jane Shepherd of the United Methodist Church in Gowrie, Iowa. She was the guest of Senator Beall.

The Journal of Wednesday, April 15, 2009, was approved.

The Senate stood at ease at 9:40 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:44 a.m., President Kibbie presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

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

HOUSE AMENDMENT CONSIDERED

[Senate File 472](#)

Senator Hancock called up for consideration [Senate File 472](#), a bill for an act relating to and making appropriations to the judicial branch, and providing an effective date, amended by the House in House amendment [S-3247](#), filed April 14, 2009.

Senator Hancock moved that the Senate concur in the House amendment.

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

Senator Hancock moved that the bill, as amended by the House and concurred in by the Senate, 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. 472](#)), the vote was:

Yeas, 30:

Appel	Dotzler	Horn	Schoenjahn
Beall	Dvorsky	Jochum	Seng
Black	Fraise	Kibbie	Sodders
Bolkcom	Gronstal	McCoy	Stewart
Courtney	Hancock	Quirnbach	Warnstadt
Dandekar	Hatch	Ragan	Wilhelm
Danielson	Heckroth	Rielly	
Dearden	Hogg	Schmitz	

Nays, 19:

Bartz	Hamerlinck	Kreiman	Seymour
Behn	Hartsuch	McKinley	Ward
Boettger	Johnson	Noble	Wieck
Feenstra	Kapucian	Olive	Zaun
Hahn	Kettering	Reynolds	

Absent, 1:

Houser

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

HOUSE AMENDMENT CONSIDERED

[Senate File 452](#)

Senator Bolkcom called up for consideration [Senate File 452](#), a bill for an act directing the office of energy independence to establish a community grant program for energy efficiency projects, and allocating appropriated amounts for purposes of funding the program, amended by the House in House amendment [S-3245](#), filed April 14, 2009.

Senator Bolkom moved that the Senate concur in the House amendment.

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

Senator Bolkom moved that the bill, as amended by the House and concurred in by the Senate, 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. 452](#)), the vote was:

Yeas, 35:

Appel	Dearden	Jochum	Schoenjahn
Bartz	Dotzler	Kibbie	Seng
Beall	Dvorsky	Kreiman	Seymour
Black	Fraise	McCoy	Sodders
Boettger	Gronstal	Olive	Ward
Bolkom	Hatch	Quirnbach	Warnstadt
Courtney	Heckroth	Ragan	Wilhelm
Dandekar	Hogg	Rielly	Zaun
Danielson	Horn	Schmitz	

Nays, 15:

Behn	Hancock	Kapucian	Reynolds
Feenstra	Hartsuch	Kettering	Stewart
Hahn	Houser	McKinley	Wieck
Hamerlinck	Johnson	Noble	

Absent, none.

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

HOUSE AMENDMENT CONSIDERED

[Senate File 415](#)

Senator Hogg called up for consideration [Senate File 415](#), a bill for an act relating to the acquisition of title to abandoned property by cities, amended by the House in House amendment [S-3249](#), filed April 14, 2009.

Senator Hogg moved that the Senate concur in the House amendment.

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

Senator Hogg moved that the bill, as amended by the House and concurred in by the Senate, 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. 415](#)), the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	Rielly	

Nays, none.

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 415, 452, and 472** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

[Senate File 403](#)

Senator Warnstadt called up for consideration [Senate File 403](#), a bill for an act concerning the sale of beer by native wineries, amended by the House in House amendment [S-3244](#), filed April 14, 2009.

Senator Warnstadt moved that the Senate concur in the House amendment.

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

Senator Warnstadt moved that the bill, as amended by the House and concurred in by the Senate, 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. 403](#)), the vote was:

Yeas, 49:

Appel	Feenstra	Johnson	Schoenjahn
Bartz	Fraise	Kapucian	Seng
Beall	Gronstal	Kettering	Seymour
Behn	Hahn	Kibbie	Sodders
Black	Hamerlinck	McCoy	Stewart
Boettger	Hancock	McKinley	Ward
Bolkcom	Hartsuch	Noble	Warnstadt
Courtney	Hatch	Olive	Wieck
Dandekar	Heckroth	Quirnbach	Wilhelm
Danielson	Hogg	Ragan	Zaun
Dearden	Horn	Reynolds	
Dotzler	Houser	Rielly	
Dvorsky	Jochum	Schmitz	

Nays, 1:

Kreiman

Absent, none.

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

HOUSE AMENDMENT CONSIDERED

[Senate File 236](#)

Senator Bolkcom called up for consideration [Senate File 236](#), a bill for an act relating to psychiatric medical institution for children services and providing an effective date, amended by the House in House amendment [S-3265](#), filed April 15, 2009.

Senator Bolkcom moved that the Senate concur in the House amendment.

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

Senator Bolkcom moved that the bill, as amended by the House and concurred in by the Senate, 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. 236](#)), the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	Rielly	

Nays, none.

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 236** and **403** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:15 a.m. until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:28 p.m., President Kibbie presiding.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 809](#).

[House File 809](#)

On motion of Senator Danielson, [House File 809](#), 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 effective and retroactive applicability dates, with report of committee recommending passage, was taken up for consideration.

Senator Zaun offered amendment [S-3285](#), filed by him 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-3285](#) be adopted?" ([H.F. 809](#)), the vote was:

Yeas, 18:

Bartz	Hamerlinck	Kettering	Ward
Behn	Hartsuch	McKinley	Wieck
Boettger	Houser	Noble	Zaun
Feenstra	Johnson	Reynolds	
Hahn	Kapucian	Seymour	

Nays, 32:

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

Absent, none.

Amendment [S-3285](#) lost.

Senator Danielson offered amendment [S-3287](#), filed by him from the floor to pages 5, 12, 15, 19–22, and 33 of the bill.

Senator Kettering asked and received unanimous consent that action on amendment [S-3287](#) be deferred.

Senator Zaun offered amendment [S-3288](#), filed by him from the floor to page 20 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3288](#) be adopted?” ([H.F. 809](#)), the vote was:

Yeas, 18:

Bartz	Hamerlinck	Kettering	Ward
Behn	Hartsuch	McKinley	Wieck
Boettger	Houser	Noble	Zaun
Feenstra	Johnson	Reynolds	
Hahn	Kapucian	Seymour	

Nays, 32:

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

Absent, none.

Amendment [S-3288](#) lost.

Senator Zaun withdrew amendment [S-3289](#), filed by him from the floor to page 20 of the bill.

Senator Ward offered amendment [S-3284](#), filed by Senator Ward, et al., from the floor to page 33 of the bill.

Senator Ward asked and received unanimous consent that action on amendment [S-3284](#) be deferred.

Senator Zaun offered amendment [S-3286](#), filed by him from the floor to page 33 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3286](#) be adopted?" ([H.F. 809](#)), the vote was:

Yeas, 19:

Bartz	Hamerlinck	Kapucian	Seymour
Behn	Hancock	Kettering	Ward
Boettger	Hartsuch	McKinley	Wieck
Feenstra	Houser	Noble	Zaun
Hahn	Johnson	Reynolds	

Nays, 31:

Appel	Dotzler	Jochum	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Sodders
Courtney	Hatch	Olive	Stewart
Dandekar	Heckroth	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wilhelm
Dearden	Horn	Rielly	

Absent, none.

Amendment [S-3286](#) lost.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Houser, until he returns, on request of Senator Boettger.

Senator Danielson offered amendment [S-3287](#), previously deferred.

Senator Zaun offered amendment [S-3294](#), filed by him from the floor to pages 4 and 5 of amendment [S-3287](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3294](#), to amendment [S-3287](#), be adopted?" ([H.F. 809](#)), the vote was:

Yeas, 22:

Bartz	Hamerlinck	Kreiman	Seymour
Behn	Hancock	McCoy	Ward
Boettger	Hartsuch	McKinley	Wieck
Dandekar	Johnson	Noble	Zaun
Feenstra	Kapucian	Reynolds	
Hahn	Kettering	Rielly	

Nays, 27:

Appel	Dotzler	Horn	Schoenjahn
Beall	Dvorsky	Jochum	Seng
Black	Fraise	Kibbie	Sodders
Bolkcom	Gronstal	Olive	Stewart
Courtney	Hatch	Quirnbach	Warnstadt
Danielson	Heckroth	Ragan	Wilhelm
Dearden	Hogg	Schmitz	

Absent, 1:

Houser

Amendment [S-3294](#) lost.

Senator Hamerlinck offered amendment [S-3293](#), filed by him from the floor to page 5 of amendment [S-3287](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3293](#) to amendment [S-3287](#) be adopted?” ([H.F. 809](#)), the vote was:

Yeas, 17:

Bartz	Hamerlinck	McKinley	Wieck
Behn	Hartsuch	Noble	Zaun
Boettger	Johnson	Reynolds	
Feenstra	Kapucian	Seymour	
Hahn	Kettering	Ward	

Nays, 32:

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

Absent, 1:

Houser

Amendment [S-3293](#) lost.

Senator Boettger offered amendment [S-3290](#), filed by her from the floor to pages 5 and 6 of amendment [S-3287](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3290](#) to amendment [S-3287](#) be adopted?” ([H.F. 809](#)), the vote was:

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

Yeas, 25:

Bartz	Hahn	Kettering	Sodders
Beall	Hamerlinck	Kreiman	Ward
Behn	Hancock	McKinley	Wieck
Black	Hartsuch	Noble	Zaun
Boettger	Hogg	Ragan	
Dandekar	Johnson	Reynolds	
Feenstra	Kapucian	Seymour	

Nays, 24:

Appel	Dvorsky	Jochum	Schmitz
Bolkcom	Fraise	Kibbie	Schoenjahn
Courtney	Gronstal	McCoy	Seng
Danielson	Hatch	Olive	Stewart
Dearden	Heckroth	Quirnbach	Warnstadt
Dotzler	Horn	Rielly	Wilhelm

Absent, 1:

Houser

Amendment [S-3290](#) was adopted.

Senator Danielson moved the adoption of amendment [S-3287](#), as amended.

Amendment [S-3287](#), as amended, was adopted by a voice vote.

With the adoption of amendment [S-3287](#), the Chair ruled amendment [S-3284](#), filed by Senator Ward from the floor and previously deferred, out of order.

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

On the question "Shall the bill pass?" ([H.F. 809](#)), the vote was:

Yeas, 32:

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

Nays, 17:

Bartz	Hamerlinck	McKinley	Wieck
Behn	Hartsuch	Noble	Zaun
Boettger	Johnson	Reynolds	

Feenstra
Hahn

Kapucian
Kettering

Seymour
Ward

Absent, 1:

Houser

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hatch, for the remainder of the day, on request of Senator Bolkcom.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 461 and 481.

Senate File 461

On motion of Senator Bolkcom, Senate File 461, a bill for an act repealing the authorization to use local sales and services tax revenue to fund urban renewal projects and including an effective date provision, placed on the Unfinished Business Calendar on April 10, 2009, was taken up for consideration.

Senator Bolkcom offered amendment S-3292, filed by him from the floor striking and replacing everything after the enacting clause and amending the title page of the bill.

The Senate stood at ease at 4:18 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

(Senate File 461 and amendment S-3292 were deferred.)

The Senate resumed session at 4:34 p.m., President Kibbie presiding.

The Senate resumed consideration of Senate File 461 and amendment S-3292, previously deferred.

Senator Bolkcom moved the adoption of amendment S-3292.

Amendment S-3292 was adopted by a voice vote.

Senator Bolkcom 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. 461](#)), the vote was:

Yeas, 48:

Appel	Dvorsky	Johnson	Rielly
Bartz	Feenstra	Kapucian	Schmitz
Beall	Fraise	Kettering	Schoenjahn
Behn	Gronstal	Kibbie	Seng
Black	Hahn	Kreiman	Seymour
Boettger	Hamerlinck	McCoy	Sodders
Bolkcom	Hancock	McKinley	Stewart
Courtney	Hartsuch	Noble	Ward
Dandekar	Heckroth	Olive	Warnstadt
Danielson	Hogg	Quirnbach	Wieck
Dearden	Horn	Ragan	Wilhelm
Dotzler	Jochum	Reynolds	Zaun

Nays, none.

Absent, 2:

Hatch	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.

[Senate File 481](#)

On motion of Senator Dotzler, [Senate File 481](#), a bill for an act relating to historic preservation and cultural and entertainment district tax credits by increasing the aggregate amount of credits that may be approved, changing the amounts allocated to various projects, and modifying certain administrative duties of the department of cultural affairs, placed on the Unfinished Business Calendar on April 10, 2009, was taken up for consideration.

Senator Hartsuch offered amendment [S-3291](#), filed by Senator Hartsuch, et al., from the floor to pages 1 and 9 and amending the title page of the bill.

Senator Dotzler raised the point of order that amendment [S-3291](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3291](#) out of order.

Senator Boettger offered amendment [S-3272](#), filed by her on April 15, 2009, to page 3 of the bill, and moved its adoption.

Amendment [S-3272](#) lost by a voice vote.

Senator Hamerlinck offered amendment [S-3274](#), filed by Senator Hamerlinck, et al., on April 15, 2009, to pages 4 and 5 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3274](#) be adopted?" ([S.F. 481](#)), the vote was:

Yeas, 17:

Bartz	Hamerlinck	McKinley	Wieck
Behn	Hartsuch	Noble	Zaun
Boettger	Johnson	Reynolds	
Feenstra	Kapucian	Seymour	
Hahn	Kettering	Ward	

Nays, 31:

Appel	Dotzler	Jochum	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Sodders
Courtney	Hancock	Olive	Stewart
Dandekar	Heckroth	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wilhelm
Dearden	Horn	Rielly	

Absent, 2:

Hatch	Houser
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Amendment [S-3274](#) lost.

Senator Seymour offered amendment [S-3273](#), filed by him on April 15, 2009, to pages 6 and 7 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3273](#) be adopted?" ([S.F. 481](#)), the vote was:

Yeas, 20:

Bartz	Hahn	Kettering	Rielly
Behn	Hamerlinck	Kreiman	Seymour
Black	Hartsuch	McKinley	Ward
Boettger	Johnson	Noble	Wieck
Feenstra	Kapucian	Reynolds	Zaun

Nays, 28:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Jochum	Schoenjahn
Bolkcom	Fraise	Kibbie	Seng
Courtney	Gronstal	McCoy	Sodders
Dandekar	Hancock	Olive	Stewart
Danielson	Heckroth	Quirnbach	Warnstadt
Dearden	Hogg	Ragan	Wilhelm

Absent, 2:

Hatch	Houser
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Amendment [S-3273](#) lost.

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

Yeas, 48:

Appel	Dvorsky	Johnson	Rielly
Bartz	Feenstra	Kapucian	Schmitz
Beall	Fraise	Kettering	Schoenjahn
Behn	Gronstal	Kibbie	Seng
Black	Hahn	Kreiman	Seymour
Boettger	Hamerlinck	McCoy	Sodders
Bolkcom	Hancock	McKinley	Stewart
Courtney	Hartsuch	Noble	Ward
Dandekar	Heckroth	Olive	Warnstadt
Danielson	Hogg	Quirnbach	Wieck
Dearden	Horn	Ragan	Wilhelm
Dotzler	Jochum	Reynolds	Zaun

Nays, none.

Absent, 2:

Hatch Houser

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

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 16, 2009, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 318](#), a bill for an act pertaining to the duties and regulations under the purview of the labor commissioner.

[Senate File 344](#), 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.

ALSO: That the House has on April 15, 2009, **concurred in the Senate amendment to the House amendment, and passed** the following bill in which the concurrence of the House was asked:

[Senate File 137](#), a bill for an act providing that wage discrimination is an unfair employment practice under the Iowa civil rights Act and providing an enhanced remedy.

ALSO: That the House has on April 16, 2009, **concurred in the Senate amendment and passed** the following bill in which the concurrence of the House was asked:

[House File 670](#), a bill for an act relating to absentee voting and the counting of absentee ballots beginning on the day before the general election.

ALSO: That the House has on April 16, 2009, **amended and passed** the following bill in which the concurrence of the Senate is asked:

[Senate File 451](#), a bill for an act relating to the definition of resident for purposes of tuition and fees for qualified veterans, and certain military persons, and their spouses and dependent children at Iowa's public universities and community colleges. ([S-3295](#))

ALSO: That the House has on April 16, 2009, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 815](#), a bill for an act relating to articulation agreements between public postsecondary institutions and to the dissemination of articulation information.

Read first time and referred to committee on **Ways and Means**.

ALSO: That the House has on April 16, 2009, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

[House File 671](#), a bill for an act providing volunteer emergency services providers protection from employment termination.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 461 and 481** be **immediately messaged** to the House.

MOTION TO RECONSIDER WITHDRAWN

[Senate File 419](#)

Senator Gronstal withdrew the motion to reconsider [Senate File 419](#), 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, filed by him on April 8, 2009, found on page 1021 of the Senate Journal, and placed on the Unfinished Business Calendar on April 10, 2009.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 419](#) be **immediately messaged** to the House.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that [House File 817](#) be referred from the Regular Calendar to the committee on **Appropriations**.

BILL PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that [House File 278](#) be referred from the Regular Calendar to the Unfinished Business Calendar.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:35 p.m. until 10:00 a.m., Monday, April 20, 2009.

APPENDIX

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Seventy 7th grade students from Jefferson-Scranton Community School District. Senator Beall.

CERTIFICATES OF RECOGNITION

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

Robert Dana, Coralville—For his 40 years of service as Poet-in-Residence Emeritus at Cornell College and for his two terms as Poet Laureate of Iowa. Senator Dvorsky (4/16/09).

Judie Hoffman, Ames—For her 23 years of lobbying for the public interest. Senator Quirnbach (4/16/09).

Jim Lewers, Iowa City—For being named one of three top editors at Gannett for 2008. Senator Dvorsky (4/16/09).

Don McKale, Toledo—For celebrating his 95th birthday. Senator Kapucian (4/16/09).

Southern Cal Jazz Band—2009 Iowa Jazz Championships Class 2A First-Place Award winner for seven consecutive years. Senator Beall (4/16/09).

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: [HOUSE FILE 810 \(HF 748\)](#), a bill for an act providing for the establishment of small wind innovation zones, providing for the applicability of tax credits, and including effective and retroactive applicability date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 17: Bolkcom, McCoy, Zaun, Bartz, Dandekar, Dotzler, Feenstra, Hamerlinck, Hogg, Houser, Jochum, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 817 \(HF 528\)](#), a bill for an act relating to the research activities tax credit for innovative renewable energy generation components and making an appropriation and providing applicability date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 17: Bolkcom, McCoy, Zaun, Bartz, Dandekar, Dotzler, Feenstra, Hamerlinck, Hogg, Houser, Jochum, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which [House File 809](#) passed the Senate on April 16, 2009.

MICHAEL E. GRONSTAL

BILL 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 16th day of April, 2009:

[Senate File 279.](#)

MICHAEL E. MARSHALL
Secretary of the Senate

AMENDMENTS FILED

S-3284	H.F. 809	Pat Ward Kim Reynolds David Johnson David Hartsuch James A. Seymour Brad Zaun Steve Kettering Paul McKinley Jerry Behn Ron Wieck Nancy J. Boettger Larry Noble Shawn Hamerlinck
S-3285	H.F. 809	Brad Zaun
S-3286	H.F. 809	Brad Zaun
S-3287	H.F. 809	Jeff Danielson
S-3288	H.F. 809	Brad Zaun
S-3289	H.F. 809	Brad Zaun
S-3290	H.F. 809	Nancy J. Boettger
S-3291	S.F. 481	David Hartsuch Brad Zaun Steve Kettering Tim L. Kapucian David Johnson Shawn Hamerlinck Kim Reynolds Larry Noble Randy Feenstra

James F. Hahn
 Pat Ward
 Merlin Bartz
 Nancy J. Boettger
 Jerry Behn
 James A. Seymour
 Ron Wieck
 Hubert Houser
 Paul McKinley
 Joe Bolkom
 Shawn Hamerlinck
 Brad Zaun
 House

<u>S-3292</u>	<u>S.F.</u>	<u>461</u>
<u>S-3293</u>	<u>H.F.</u>	<u>809</u>
<u>S-3294</u>	<u>H.F.</u>	<u>809</u>
<u>S-3295</u>	<u>S.F.</u>	<u>451</u>