

PROOF

STATE OF IOWA

Senate Journal

FRIDAY, MARCH 26, 2010

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JOURNAL OF THE SENATE

SEVENTY-FIFTH CALENDAR DAY
FORTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, March 26, 2010

The Senate met in regular session at 9:04 a.m., President Kibbie presiding.

Prayer was offered by Candy Boucher, who sang "All Good Gifts". She was the guest of Senator Jochum.

The Journal of Thursday, March 25, 2010, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 25, 2010, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2373](#), a bill for an act relating to the administration of the replacement tax for new cogeneration facilities, and including effective date and retroactive applicability provisions.

ALSO: That the House has on March 25, 2010, **amended and passed** the following bills in which the concurrence of the Senate is asked:

[Senate File 2201](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including the Iowa grain indemnity fund board, uniform securities Act, examination of insurance companies, life insurance companies and associations, utilization and cost control, external review of health care coverage decisions, insurance other than life, mortgage guaranty insurance, cemetery and funeral merchandise and funeral services, and regulation of cemeteries and making penalties applicable. ([S-5335](#))

[Senate File 2265](#), a bill for an act establishing smart planning principles, establishing guidelines for the adoption of certain comprehensive plans and land development regulations, and providing for the establishment of a smart planning task force. ([S-5336](#))

[Senate File 2356](#), a bill for an act relating to health reform in Iowa by providing for options for health care coverage including a premium assistance program study and IowaCare program changes and creating an Iowa insurance information exchange. ([S-5334](#))

[Senate File 2375](#), a bill for an act relating to the administration of the sales and use taxes under the streamlined sales tax agreement and including effective date provisions. ([S-5333](#))

The Senate stood at ease at 9:13 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:09 a.m., President Kibbie presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Houser, until he arrives, on request of Senator Behn; Senator Zaun, until he arrives, on request of Senator Hamerlinck; and Senator Seng, until he arrives, on request of Senator Gronstal.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Claibourne Dungy, Prevention of Disabilities Policy Council

Doug Carlson, Board of Massage Therapy

Cindi Grover, Renewable Fuel Infrastructure Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Houser	Seng	Zaun
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The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

MOTION TO RECONSIDER WITHDRAWN

[Senate File 2367](#)

Senator Gronstal withdrew the motion to reconsider [Senate File 2367](#), 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 including effective date and retroactive applicability provisions, filed by him on March 23, 2010, found on page 962 of the Senate Journal.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2367](#) be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENT
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Ricardo Martinez II as a member of the Iowa Law Enforcement Academy Council, placed on the Individual Confirmation Calendar on March 10, 2010, found on page 785 of the Senate Journal.

Senator Gronstal moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Houser	Zaun
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:26 a.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 12:59 p.m., President Kibbie presiding.

RECESS

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

AFTERNOON SESSION

The Senate reconvened at 2:35 p.m., President Kibbie presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Fraise and Warnstadt, until they return, on request of Senator Courtney.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2458](#).

[House File 2458](#)

On motion of Senator Dearden, [House File 2458](#), a bill for an act relating to restrictions on mowing within the right-of-way of interstates, primary highways, and secondary roads, placed on the Unfinished Business Calendar on March 11, 2010, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" ([H.F. 2458](#)), the vote was:

Yeas, 28:

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

Nays, 20:

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

Absent, 2:

Fraise Warnstadt

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 2458](#) be **immediately messaged** to the House.

UNFINISHED BUSINESS (Deferred March 25, 2010)

[House File 2531](#)

The Senate resumed consideration of [House File 2531](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, and reducing appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, and providing for properly related matters, and including effective date and retroactive applicability provisions, deferred March 25, 2010.

Senator Feenstra offered amendment [S-5341](#), filed by him from the floor to pages 1, 2, and 6 of the bill.

([House File 2531](#) and amendment [S-5341](#) were deferred.)

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 3:55 p.m., President Kibbie presiding.

The Senate resumed consideration of [House File 2531](#) and amendment [S-5341](#), previously deferred.

Senator Feenstra moved the adoption of amendment [S-5341](#).

A record roll call was requested.

On the question "Shall amendment [S-5341](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 18:

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

Nays, 31:

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

Absent, 1:

Fraise

Amendment [S-5341](#) lost.

Senator Dvorsky offered amendment [S-5360](#), filed by him from the floor to pages 4, 6, 10, 13, 28–32, 38–40, 42–44, and 46 of the bill.

Senator Hamerlinck asked and received unanimous consent that action on amendment [S-5360](#) be deferred.

Senator Danielson offered amendment [S-5359](#), filed by him from the floor to page 30 of the bill, and moved its adoption.

Amendment [S-5359](#) was adopted by a voice vote.

Senator Dotzler offered amendment [S-5369](#), filed by him from the floor to page 30 of the bill, and moved its adoption.

Amendment [S-5369](#) was adopted by a voice vote.

Senator Hogg offered amendment [S-5352](#), filed by Senator Hogg, et al., from the floor to page 30 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5352](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 31:

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

Nays, 18:

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

Absent, 1:

Fraise

Amendment [S-5352](#) was adopted.

Senator Heckroth offered amendment [S-5339](#), filed by Senators Heckroth, Olive, and Boettger from the floor to page 31 of the bill, and moved its adoption.

Amendment [S-5339](#) was adopted by a voice vote.

Senator Dotzler offered amendment [S-5351](#), filed by him from the floor to page 31 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5351](#) be adopted?” ([H.F. 2531](#)), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Fraise

Amendment [S-5351](#) was adopted.

Senator Hatch offered amendment [S-5357](#), filed by Senators Hatch and Dvorsky from the floor to page 32 of the bill, and moved its adoption.

Amendment [S-5357](#) was adopted by a voice vote.

Senator Behn offered amendment [S-5353](#), filed by him from the floor to pages 35–37 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5353](#) be adopted?” ([H.F. 2531](#)), the vote was:

Yeas, 20:

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

Nays, 29:

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

Absent, 1:

Fraise

Amendment [S-5353](#) lost.

Senator Jochum offered amendment [S-5361](#), filed by her from the floor to pages 35 and 36 of the bill, and moved its adoption.

Amendment [S-5361](#) was adopted by a voice vote.

Senator Warnstadt withdrew amendment [S-5346](#), filed by him from the floor to page 37 of the bill.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Wilhelm, until she returns, on request of Senator Gronstal.

Senator Bartz offered amendment [S-5342](#), filed by Senator Bartz, et al., 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-5342](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 24:

Bartz	Hamerlinck	Kapucian	Rielly
Behn	Hancock	Kettering	Schmitz
Black	Hartsuch	McKinley	Seymour
Boettger	Heckroth	Noble	Ward
Feenstra	Houser	Olive	Wieck
Hahn	Johnson	Reynolds	Zaun

Nays, 24:

Appel	Dearden	Horn	Ragan
Beall	Dotzler	Jochum	Schoenjahn
Bolkcom	Dvorsky	Kibbie	Seng
Courtney	Gronstal	Kreiman	Sodders
Dandekar	Hatch	McCoy	Stewart
Danielson	Hogg	Quirnbach	Warnstadt

Absent, 2:

Fraise Wilhelm

Amendment [S-5342](#) lost.

Senator Horn offered amendment [S-5350](#), filed by Senators Fraise, Courtney, and Horn from the floor to pages 38 and 42 of the bill, and moved its adoption.

Amendment [S-5350](#) was adopted by a voice vote.

Senator Sodders withdrew amendment [S-5348](#), filed by him from the floor to page 38 of the bill.

Senator Sodders offered amendment [S-5343](#), filed by him from the floor to page 39 of the bill.

Senator Sodders asked and received unanimous consent that action on amendment [S-5343](#) be deferred.

Senator Johnson offered amendment [S-5332](#), filed by him on March 25, 2010, to page 40 of the bill, and moved its adoption.

Amendment [S-5332](#) was adopted by a voice vote.

Senator Dearden offered amendment [S-5338](#), filed by him from the floor to page 40 of the bill, and moved its adoption.

Amendment [S-5338](#) was adopted by a voice vote.

Senator Gronstal asked and received unanimous consent to withdraw amendment [S-5364](#), filed by Senators Gronstal and Kibbie from the floor to page 40 of the bill.

Senator Dvorsky offered amendment [S-5362](#), filed by Senators Dvorsky and Hatch from the floor to page 42 of the bill, and moved its adoption.

Amendment [S-5362](#) was adopted by a voice vote.

Senator Horn withdrew amendment [S-5337](#), filed by him from the floor to page 42 of the bill.

Senator Hatch offered amendment [S-5363](#), filed by him from the floor to page 42 of the bill, and moved its adoption.

A nonrecord roll call was requested.

The ayes were 23, nays 26.

Amendment [S-5363](#) lost.

Senator Zaun offered amendment [S-5340](#), filed by Senator Zaun, et al., from the floor to page 46 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5340](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 18:

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

Nays, 31:

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

Absent, 1:

Fraise

Amendment [S-5340](#) lost.

([House File 2531](#) was deferred.)

The Senate stood at ease at 5:50 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 5:53 p.m., President Kibbie presiding.

The Senate resumed consideration of [House File 2531](#), previously deferred.

Senator Jochum offered amendment [S-5344](#), filed by Senators Jochum and Beall from the floor to page 46 of the bill.

Senator Boettger asked and received unanimous consent that action on amendment [S-5344](#) be deferred.

Senator Bolkcom offered amendment [S-5345](#), filed by him from the floor to page 46 of the bill.

Senator Bolkcom asked and received unanimous consent that action on amendment [S-5345](#) be deferred.

Senator Hogg offered amendment [S-5347](#), filed by him from the floor to page 46 of the bill.

Senator Feenstra offered amendment [S-5368](#), filed by him from the floor to page 1 of amendment [S-5347](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5368](#) to amendment [S-5347](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 18:

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

Nays, 31:

Appel	Dotzler	Jochum	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Gronstal	Kreiman	Seng
Bolkcom	Hancock	McCoy	Sodders
Courtney	Hatch	Olive	Stewart

Dandekar	Heckroth	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wilhelm
Dearden	Horn	Rielly	

Absent, 1:

Fraise

Amendment [S-5368](#) lost.

Senator Hogg moved the adoption of amendment [S-5347](#).

A record roll call was requested.

On the question "Shall amendment [S-5347](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Fraise

Amendment [S-5347](#) was adopted.

Senator Jochum offered amendment [S-5349](#), filed by Senators Jochum and Beall from the floor to page 46 of the bill, and moved its adoption.

Amendment [S-5349](#) was adopted by a voice vote.

Senator Bolkcom offered amendment [S-5354](#), filed by Senators Bolkcom, Hatch, and Ragan from the floor to page 46 of the bill.

Senator Bolkcom offered amendment [S-5384](#), filed by him from the floor to page 4 of amendment [S-5354](#), and moved its adoption.

Amendment [S-5384](#) was adopted by a voice vote.

Senator Bolkcom moved the adoption of amendment [S-5354](#), as amended.

Amendment [S-5354](#), as amended, was adopted by a voice vote.

Senator Kettering offered amendment [S-5355](#), filed by Senator Kettering, et al., from the floor to page 46 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5355](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 24:

Appel	Feenstra	Johnson	Reynolds
Bartz	Hahn	Kapucian	Schmitz
Behn	Hamerlinck	Kettering	Seymour
Black	Hartsuch	McKinley	Ward
Boettger	Heckroth	Noble	Wieck
Dandekar	Houser	Olive	Zaun

Nays, 25:

Beall	Gronstal	Kreiman	Sodders
Bolkcom	Hancock	McCoy	Stewart
Courtney	Hatch	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wilhelm
Dearden	Horn	Rielly	
Dotzler	Jochum	Schoenjahn	
Dvorsky	Kibbie	Seng	

Absent, 1:

Fraise

Amendment [S-5355](#) lost.

Senator Kreiman offered amendment [S-5358](#), filed by him from the floor to page 46 of the bill, and moved its adoption.

Amendment [S-5358](#) was adopted by a voice vote.

Senator Feenstra offered amendment [S-5365](#), filed by him from the floor to page 46 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5365](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 18:

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

Nays, 31:

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

Absent, 1:

Fraise

Amendment [S-5365](#) lost.

Senator Zaun offered amendment [S-5366](#), filed by Senators Zaun and Ward from the floor to page 46 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5366](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 18:

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

Nays, 31:

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

Absent, 1:

Fraise

Amendment [S-5366](#) lost.

Senator Feenstra offered amendment [S-5367](#), filed by him from the floor to page 46 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5367](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 18:

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

Nays, 31:

Appel	Dotzler	Jochum	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Gronstal	Kreiman	Seng

Bolkcom	Hancock	McCoy	Sodders
Courtney	Hatch	Olive	Stewart
Dandekar	Heckroth	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wilhelm
Dearden	Horn	Rielly	

Absent, 1:

Fraise

Amendment [S-5367](#) lost.

The Senate resumed consideration of amendment [S-5360](#), previously deferred.

Senator Hatch offered amendment [S-5375](#), filed by him from the floor to page 3 of amendment [S-5360](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5375](#) to amendment [S-5360](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 31:

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

Nays, 18:

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

Absent, 1:

Fraise

Amendment [S-5375](#) was adopted.

Senator Hatch offered amendment [S-5377](#), filed by Senators Hatch, Ragan, and Schmitz from the floor to page 3 of amendment [S-5360](#), and moved its adoption.

Amendment [S-5377](#) was adopted by a voice vote.

Senator Dvorsky called for the following division of amendment [S-5360](#), as amended:

Division [S-5360A](#): Page 1, line 3–Page 4, line 42 and Page 5 line 17–Page 31, line 1; and

Division [S-5360B](#): Page 4, line 43–Page 5, line 16.

Senator Dvorsky withdrew division [S-5360B](#).

Senator Dvorsky moved the adoption of division [S-5360A](#), as amended.

A record roll call was requested.

On the question “Shall division [S-5360A](#), as amended, be adopted?” ([H.F. 2531](#)) the vote was:

Yeas, 31:

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

Nays, 18:

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

Absent, 1:

Fraise

Division [S-5360A](#), as amended, was adopted.

([House File 2531](#) was deferred.)

The Senate stood at ease at 6:38 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 7:10 p.m., President Kibbie presiding.

The Senate resumed consideration of [House File 2531](#), previously deferred.

MOTION TO RECONSIDER ADOPTED

[House File 2531](#)

Senator Gronstal called up the following motion to reconsider filed by him from the floor and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which division [S-5360A](#) to [House File 2531](#) was adopted by the Senate on March 26, 2010.

The motion prevailed by a voice vote and division [S-5360A](#), by Senator Dvorsky, was taken up for consideration.

Senator Beall offered amendment [S-5389](#), filed by him from the floor to pages 8, 9, 11, and 12 of division [S-5360A](#), and moved its adoption.

Amendment [S-5389](#) was adopted by a voice vote.

Senator Dvorsky moved the adoption of division [S-5360A](#), as amended.

A record roll call was requested.

On the question "Shall division [S-5360A](#), as amended, be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 31:

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

Nays, 18:

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

Absent, 1:

Fraise

Division [S-5360A](#), as amended, was adopted.

The Senate resumed consideration of amendment [S-5343](#), previously deferred.

Senator Hartsuch withdrew amendment [S-5356](#), filed by him from the floor to page 1 of amendment [S-5343](#).

Senator Sodders moved the adoption of amendment [S-5343](#).

Amendment [S-5343](#) was adopted by a voice vote.

The Senate resumed consideration of amendment [S-5344](#), previously deferred.

Senator Boettger offered amendment [S-5383](#), filed by her from the floor to pages 1 and 2 of amendment [S-5344](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5383](#) to amendment [S-5344](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 18:

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

Nays, 31:

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

Absent, 1:

Fraise

Amendment [S-5383](#) lost.

Senator Jochum moved the adoption of amendment [S-5344](#).

Amendment [S-5344](#) was adopted by a voice vote.

The Senate resumed consideration of amendment [S-5345](#), previously deferred.

Senator Bolkcom offered amendment [S-5388](#), filed by him from the floor to pages 2 and 3 of amendment [S-5345](#), and moved its adoption.

Amendment [S-5388](#) was adopted by a voice vote.

Senator Bolkcom moved the adoption of amendment [S-5345](#), as amended.

Amendment [S-5345](#), as amended, was adopted by a voice vote.

Senator Heckroth offered amendment [S-5378](#), filed by him from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5378](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 31:

Appel	Dotzler	Jochum	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Gronstal	Kreiman	Seng

Bolkcom	Hancock	McCoy	Sodders
Courtney	Hatch	Olive	Stewart
Dandekar	Heckroth	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wilhelm
Dearden	Horn	Rielly	

Nays, 18:

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

Absent, 1:

Fraise

Amendment [S-5378](#) was adopted.

Senator Hogg offered amendment [S-5380](#), filed by him from the floor to page 30 of the bill, and moved its adoption.

Amendment [S-5380](#) was adopted by a voice vote.

Senator Kapucian offered amendment [S-5385](#), filed by Senator Kapucian, et al., from the floor to page 40 of the bill.

Senator Rielly asked and received unanimous consent that action on amendment [S-5385](#) be deferred.

Senator Kreiman offered amendment [S-5386](#), filed by Senators Kreiman, Sodders, and Hartsuch from the floor to page 42 of the bill, and moved its adoption.

Amendment [S-5386](#) was adopted by a voice vote.

Senator Beall offered amendment [S-5376](#), filed by Senators Beall, Ragan, and Hancock from the floor to page 45 of the bill, and moved its adoption.

Amendment [S-5376](#) was adopted by a voice vote.

Senator Gronstal asked and received unanimous consent to withdraw amendment [S-5379](#), filed by Senators Gronstal and Kibbie from the floor to page 46 of the bill.

Senator Rielly asked and received unanimous consent that action on [House File 2531](#) be **deferred**.

HOUSE AMENDMENTS CONSIDERED

[Senate File 2356](#)

Senator Hatch called up for consideration [Senate File 2356](#), a bill for an act relating to health reform in Iowa by providing for options for health care coverage including a premium assistance program study and IowaCare program changes and creating an Iowa insurance information exchange, amended by the House in House amendment [S-5334](#), filed March 26, 2010.

Senator Hatch 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 Hatch 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 voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2356](#)), the vote was:

Yeas, 43:

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

Nays, 6:

Behn	Hartsuch	Seymour
Boettger	Houser	Wieck

Absent, 1:

Fraise

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

[Senate File 2375](#)

Senator Dotzler called up for consideration [Senate File 2375](#), a bill for an act relating to the administration of the sales and use taxes under the streamlined sales tax agreement and including effective date provisions, amended by the House in House amendment [S-5333](#), filed March 26, 2010.

Senator Dotzler 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 Dotzler 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 voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 2375](#)), the vote was:

Yeas, 49:

Appel	Feenstra	Kapucian	Schoenjahn
Bartz	Gronstal	Kettering	Seng
Beall	Hahn	Kibbie	Seymour
Behn	Hamerlinck	Kreiman	Sodders
Black	Hancock	McCoy	Stewart
Boettger	Hartsuch	McKinley	Ward
Bolkcom	Hatch	Noble	Warnstadt
Courtney	Heckroth	Olive	Wieck
Dandekar	Hogg	Quirnbach	Wilhelm

Danielson	Horn	Ragan	Zaun
Dearden	Houser	Reynolds	
Dotzler	Jochum	Rielly	
Dvorsky	Johnson	Schmitz	

Nays, none.

Absent, 1:

Fraise

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

[Senate File 2201](#)

Senator Warnstadt called up for consideration [Senate File 2201](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including the Iowa grain indemnity fund board, uniform securities Act, examination of insurance companies, life insurance companies and associations, utilization and cost control, external review of health care coverage decisions, insurance other than life, mortgage guaranty insurance, cemetery and funeral merchandise and funeral services, and regulation of cemeteries and making penalties applicable, amended by the House in House amendment [S-5335](#), filed March 26, 2010.

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 voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2201](#)), the vote was:

Yeas, 49:

Appel	Feenstra	Kapucian	Schoenjahn
Bartz	Gronstal	Kettering	Seng
Beall	Hahn	Kibbie	Seymour

Behn	Hamerlinck	Kreiman	Sodders
Black	Hancock	McCoy	Stewart
Boettger	Hartsuch	McKinley	Ward
Bolkcom	Hatch	Noble	Warnstadt
Courtney	Heckroth	Olive	Wieck
Dandekar	Hogg	Quirnbach	Wilhelm
Danielson	Horn	Ragan	Zaun
Dearden	Houser	Reynolds	
Dotzler	Jochum	Rielly	
Dvorsky	Johnson	Schmitz	

Nays, none.

Absent, 1:

Fraise

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 2201, 2356, and 2375** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 26, 2010, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 2371](#), a bill for an act relating to royalty fees for removal of sand and gravel from state-owned lands and waters located on the Cedar river in certain counties and including effective date provisions.

[Senate File 2387](#), a bill for an act providing for a sales tax exemption for specified purchases made by a regional blood testing facility registered by the federal food and drug administration.

ALSO: That the House has on March 26, 2010, **adopted** the following resolution in which the concurrence of the House was asked:

[Senate Joint Resolution 2009](#), a joint resolution to nullify administrative rules of the department of public safety concerning automatic residential fire sprinkler systems and providing an effective date.

ALSO: That the House has on March 26, 2010, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

[House File 2193](#), a bill for an act relating to emergency medical care providers, emergency medical care service programs and emergency medical care services training programs, and providing penalties.

[House File 2294](#), a bill for an act relating to the distribution of moneys from the disaster aid individual assistance grant fund.

[House File 2432](#), a bill for an act relating to a study of the opportunities for recruiting racial and ethnic minority teachers from outside the state.

[House File 2496](#), a bill for an act relating to recycling initiatives.

ALSO: That the House has on March 26, 2010, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bills in which the concurrence of the Senate is asked:

[House File 2284](#), a bill for an act relating to various activities regulated and programs administered by the department of public health, including fetal death certification, and optometry, cosmetology, and barbering licensure, and including effective date provisions. ([S-5381](#))

[House File 2525](#), a bill for an act relating to and making appropriations involving state government, by providing for agriculture, natural resources, and environmental protection, and including effective date provisions. ([S-5382](#))

ALSO: That the House has on March 26, 2010, **adopted** the following resolution in which the concurrence of the Senate is asked:

[House Concurrent Resolution 108](#), a concurrent resolution to approve and confirm the appointment of the Citizens' Aide.

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

ALSO: That the House has on March 26, 2010, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2532](#), a bill for an act exempting from the computation of the state individual income tax certain amounts received from the veterans trust fund and including a retroactive applicability provision.

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

HOUSE AMENDMENTS TO
SENATE AMENDMENTS CONSIDERED

[House File 2284](#)

Senator Bolkom called up for consideration [House File 2284](#), a bill for an act relating to various activities regulated and programs administered by the department of public health, including fetal death certification, and optometry, cosmetology, and barbering licensure, and including effective date provisions, amended by the Senate and further amended by the House in House amendment [S-5381](#) to Senate amendment [H-8380](#), filed March 26, 2010.

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

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

Senator Bolkom moved that the bill, as amended by the Senate, further 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 voice vote and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2284](#)), the vote was:

Yeas, 49:

Appel	Feenstra	Kapucian	Schoenjahn
Bartz	Gronstal	Kettering	Seng
Beall	Hahn	Kibbie	Seymour

Behn	Hamerlinck	Kreiman	Sodders
Black	Hancock	McCoy	Stewart
Boettger	Hartsuch	McKinley	Ward
Bolkcom	Hatch	Noble	Warnstadt
Courtney	Heckroth	Olive	Wieck
Dandekar	Hogg	Quirnbach	Wilhelm
Danielson	Horn	Ragan	Zaun
Dearden	Houser	Reynolds	
Dotzler	Jochum	Rielly	
Dvorsky	Johnson	Schmitz	

Nays, none.

Absent, 1:

Fraise

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

[House File 2525](#)

Senator Seng called up for consideration [House File 2525](#), a bill for an act relating to and making appropriations involving state government, by providing for agriculture, natural resources, and environmental protection, and including effective date provisions, amended by the Senate and further amended by the House in House amendment [S-5382](#) to Senate amendment [H-8539](#), filed March 26, 2010.

Senator Seng moved that the Senate concur in the House amendment to the Senate amendment.

A record roll call was requested.

On the question "Shall the motion to concur be adopted?" ([H.F. 2525](#)), the vote was:

Yeas, 30:

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

Nays, 19:

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

Absent, 1:

Fraise

The motion prevailed and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Seng moved that the bill, as amended by the Senate, further 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 voice vote and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2525](#)), the vote was:

Yeas, 30:

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

Nays, 19:

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

Absent, 1:

Fraise

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 [House File 2284](#) be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 7:53 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 8:16 p.m., President Kibbie presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: [HOUSE FILE 2532](#), a bill for an act exempting from the computation of the state individual income tax certain amounts received from the veterans trust fund and including a retroactive applicability provision.

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.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2532](#).

[House File 2532](#)

On motion of Senator Dotzler, [House File 2532](#), a bill for an act exempting from the computation of the state individual income tax certain amounts received from the veterans trust fund and including a retroactive applicability provision, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" ([H.F. 2532](#)), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Fraise

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 2532](#) be **immediately messaged** to the House.

BUSINESS PENDING

[House File 2531](#)

The Senate resumed consideration of [House File 2531](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, and reducing appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, and providing for properly related

matters, and including effective date and retroactive applicability provisions, previously deferred.

The Senate resumed consideration of amendment [S-5385](#), previously deferred.

Senator Rielly offered amendment [S-5390](#), filed by him from the floor to page 1 of amendment [S-5385](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5390](#) to amendment [S-5385](#) be adopted?" ([H.F. 2531](#)), the vote was:

Yeas, 15:

Bolkcom	Dotzler	Hogg	Schoenjahn
Courtney	Dvorsky	Jochum	Stewart
Danielson	Gronstal	Quirnbach	Warnstadt
Dearden	Hatch	Rielly	

Nays, 34:

Appel	Hamerlinck	Kibbie	Seng
Bartz	Hancock	Kreiman	Seymour
Beall	Hartsuch	McCoy	Sodders
Behn	Heckroth	McKinley	Ward
Black	Horn	Noble	Wieck
Boettger	Houser	Olive	Wilhelm
Dandekar	Johnson	Ragan	Zaun
Feenstra	Kapucian	Reynolds	
Hahn	Kettering	Schmitz	

Absent, 1:

Fraise

Amendment [S-5390](#) lost.

Senator Rielly offered amendment [S-5391](#), filed by him from the floor to page 1 of amendment [S-5385](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5391](#) to amendment [S-5385](#) be adopted?” ([H.F. 2531](#)), the vote was:

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

Yeas, 16:

Bolkcom	Dotzler	Hatch	Quirnbach
Courtney	Dvorsky	Hogg	Rielly
Danielson	Gronstal	Jochum	Stewart
Dearden	Hamerlinck	Kibbie	Warnstadt

Nays, 33:

Appel	Hancock	McCoy	Seymour
Bartz	Hartsuch	McKinley	Sodders
Beall	Heckroth	Noble	Ward
Behn	Horn	Olive	Wieck
Black	Houser	Ragan	Wilhelm
Boettger	Johnson	Reynolds	Zaun
Dandekar	Kapucian	Schmitz	
Feenstra	Kettering	Schoenjahn	
Hahn	Kreiman	Seng	

Absent, 1:

Fraise

Amendment [S-5391](#) lost.

Senator Kapucian moved the adoption of amendment [S-5385](#).

A record roll call was requested.

On the question “Shall amendment [S-5385](#) be adopted?” ([H.F. 2531](#)), the vote was:

Yeas, 37:

Appel	Hamerlinck	Kreiman	Sodders
Bartz	Hancock	McCoy	Stewart
Beall	Hartsuch	McKinley	Ward
Behn	Heckroth	Olive	Warnstadt
Black	Horn	Ragan	Wieck
Boettger	Houser	Reynolds	Wilhelm
Courtney	Johnson	Schmitz	Zaun
Dandekar	Kapucian	Schoenjahn	
Feenstra	Kettering	Seng	
Hahn	Kibbie	Seymour	

Nays, 12:

Bolkcom	Dotzler	Hatch	Noble
Danielson	Dvorsky	Hogg	Quirnbach
Dearden	Gronstal	Jochum	Rielly

Absent, 1:

Fraise

Amendment [S-5385](#) was adopted.

Senator Dvorsky 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. 2531](#)), the vote was:

Yeas, 31:

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

Nays, 18:

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

Absent, 1:

Fraise

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

WITHDRAWN

Senator Gronstal asked and received unanimous consent that [Senate File 2385](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 2531](#) be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 26, 2010, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2388](#), a bill for an act establishing a hospital health care access assessment program, providing penalties, providing a future repeal, and including effective date and contingent implementation provisions.

ALSO: That the House has on March 26, 2010, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

[House File 2526](#), a bill for an act relating to and making appropriations for health and human services and including other related provisions and appropriations, and providing effective, retroactive, and applicability date provisions. ([S-5392](#))

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 8:34 p.m. until 8:53 a.m., Saturday, March 27, 2010.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Dubuque Visiting Nurse Association—For 100 years of service. Senator Jochum (3/26/10).

Kyle W. Kephart, Carlisle—For achieving the rank of Eagle Scout, Troop 133. Senator Appel (3/26/10).

Ryan Leach, New Hampton—For achieving the rank of Eagle Scout, Troop 48. Senator Wilhelm (3/26/10).

Lucas Nopoulos, West Branch—For achieving the rank of Eagle Scout, Troop 156. Senator Hahn (3/26/10).

Brady Verlo, West Branch—For achieving the rank of Eagle Scout, Troop 156. Senator Hahn (3/26/10).

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Thursday, March 25, 2010, 11:30 a.m.

Members Present: Kreiman, Chair; Hogg, Vice Chair; Kettering, Ranking Member; Boettger, Fraise, Hancock, Horn, Jochum, Noble, Quirmbach, Schoenjahn, and Ward.

Members Absent: Soddors, Warnstadt, and Zaun (all excused).

Committee Business: Passed [SF 2379](#).

Recessed: 11:35 a.m.

Reconvened: 12:25 p.m.

Adjourned: 12:50 p.m.

RULES AND ADMINISTRATION

Convened: Friday, March 26, 2010, 7:45 p.m.

Members Present: Gronstal, Chair; Kibbie, Vice Chair; McKinley, Ranking Member; Boettger, Courtney, Danielson, Dearden, Dvorsky, Kettering, Ragan, and Zaun.

Members Absent: None.

Committee Business: Passed [HCR 108](#).

Adjourned: 7:50 p.m.

WAYS AND MEANS

Convened: Friday, March 26, 2010, 7:55 p.m.

Members Present: Bolkcom, Chair; McCoy, Vice Chair; Zaun, Ranking Member; Bartz, Dandekar, Dotzler, Feenstra, Hamerlinck, Hogg, Houser, Jochum, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wilhelm.

Members Absent: None.

Committee Business: Passed [HF 2532](#).

Adjourned: 8:00 p.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 115](#), by Courtney, a resolution requesting the legislative council to act in support of the Iowa board of pharmacy contracting to convene a task force on medical marijuana.

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

STUDY BILL RECEIVED

[SSB 3258](#) **Appropriations**

Relating to and making, reducing, and transferring appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the revenue bonds capitals fund, the revenue bonds capitals II fund, the FY 2009 prison bonding fund, and other funds, creating the Iowa jobs II program, and the revenue bonds federal subsidy holdback fund, providing for related matters, and providing an effective date.

SUBCOMMITTEE ASSIGNMENT

[SSB 3258](#)

APPROPRIATIONS: McCoy, Chair; Dvorsky and Seymour

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: [SENATE FILE 2379](#), a bill for an act relating to permits to carry weapons and permits to acquire pistols and revolvers including the dissemination of information relating to persons suffering from mental and substance abuse health-related disorders and the possession of firearms and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Kreiman, Hogg, Kettering, Boettger, Hancock, Horn, Jochum, Noble, Quirnbach, Schoenjahn, Ward. Nays, none. Absent, 4: Fraise, Soddors, Warnstadt, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: [HOUSE CONCURRENT RESOLUTION 108](#), a concurrent resolution to approve and confirm the appointment of the Citizens' Aide.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Kibbie, McKinley, Boettger, Courtney, Danielson, Dearden, Dvorsky, Kettering, Ragan, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 26, 2010, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 2305](#) – Modifying sex offender registry provisions, and providing penalties and including effective date provisions.

PETITION

The following petition was presented and placed on file:

From 53 residents of Senate District 4 favoring legislation on an Iowa marriage amendment. Senator Kibbie.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which [House File 2525](#) passed the Senate on March 26, 2010.

MICHAEL E. GRONSTAL

AMENDMENTS FILED

S-5333	S.F. 2375	House
S-5334	S.F. 2356	House
S-5335	S.F. 2201	House
S-5336	S.F. 2265	House
S-5337	H.F. 2531	Wally E. Horn
S-5338	H.F. 2531	Dick L. Dearden
S-5339	H.F. 2531	Bill Heckroth
		Rich Olive
		Nancy J. Boettger
S-5340	H.F. 2531	Brad Zaun
		Steve Kettering
		Shawn Hamerlinck
		James F. Hahn
		Randy Feenstra
		Nancy J. Boettger
		Kim Reynolds
		Tim L. Kapucian
		Ron Wieck
		David Johnson
		Merlin Bartz
		David Hartsuch
		James A. Seymour
		Jerry Behn
		Paul McKinley
S-5341	H.F. 2531	Randy Feenstra
S-5342	H.F. 2531	Merlin Bartz
		Jerry Behn
		Nancy J. Boettger
		Randy Feenstra
		James F. Hahn
		Shawn Hamerlinck
		David Hartsuch
		Hubert Houser

		David Johnson
		Tim L. Kapucian
		Steve Kettering
		Paul McKinley
		Larry Noble
		Kim Reynolds
		James A. Seymour
		Pat Ward
		Ron Wieck
		Brad Zaun
S-5343	H.F. 2531	Steven J. Sodders
S-5344	H.F. 2531	Pam Jochum
		Daryl Beall
S-5345	H.F. 2531	Joe Bolkcom
S-5346	H.F. 2531	Steve Warnstadt
S-5347	H.F. 2531	Robert M. Hogg
S-5348	H.F. 2531	Steven J. Sodders
S-5349	H.F. 2531	Pam Jochum
		Daryl Beall
S-5350	H.F. 2531	Gene Fraise
		Thomas G. Courtney
		Wally Horn
S-5351	H.F. 2531	William A. Dotzler, Jr.
S-5352	H.F. 2531	Robert M. Hogg
		Robert E. Dvorsky
		Wally E. Horn
		Swati A. Dandekar
S-5353	H.F. 2531	Jerry Behn
S-5354	H.F. 2531	Joe Bolkcom
		Jack Hatch
		Amanda Ragan
S-5355	H.F. 2531	Steve Kettering
		Merlin Bartz
		Jerry Behn
		Nancy J. Boettger
		Randy Feenstra
		James F. Hahn
		Shawn Hamerlinck
		David Hartsuch
		Hubert Houser
		David Johnson

		Tim L. Kapucian
		Paul McKinley
		Larry Noble
		Kim Reynolds
		James A. Seymour
		Pat Ward
		Ron Wieck
		Brad Zaun
S-5356	H.F. 2531	David Hartsuch
S-5357	H.F. 2531	Jack Hatch
		Robert E. Dvorsky
S-5358	H.F. 2531	Keith A. Kreiman
S-5359	H.F. 2531	Jeff Danielson
S-5360	H.F. 2531	Robert E. Dvorsky
S-5361	H.F. 2531	Pam Jochum
S-5362	H.F. 2531	Robert E. Dvorsky
		Jack Hatch
S-5363	H.F. 2531	Jack Hatch
S-5364	H.F. 2531	Michael E. Gronstal
		John P. Kibbie
S-5365	H.F. 2531	Randy Feenstra
S-5366	H.F. 2531	Brad Zaun
		Pat Ward
S-5367	H.F. 2531	Randy Feenstra
S-5368	H.F. 2531	Randy Feenstra
S-5369	H.F. 2531	William A. Dotzler
S-5370	S.F. 2379	Judiciary
S-5371	S.F. 2379	David Hartsuch
		Jerry Behn
		Steve Kettering
		Kim Reynolds
S-5372	S.F. 2379	Steven J. Sodders
S-5373	S.F. 2379	Steven J. Sodders
S-5374	S.F. 2379	Steven J. Sodders
S-5375	H.F. 2531	Jack Hatch
S-5376	H.F. 2531	Daryl Beall
		Amanda Ragan
		Tom Hancock
S-5377	H.F. 2531	Jack Hatch
		Amanda Ragan
		Becky Schmitz

S-5378	H.F. 2531	Bill Heckroth
S-5379	H.F. 2531	Michael E. Gronstal
		John P. Kibbie
S-5380	H.F. 2531	Robert M. Hogg
S-5381	H.F. 2284	House
S-5382	H.F. 2525	House
S-5383	H.F. 2531	Nancy J. Boettger
S-5384	H.F. 2531	Joe Bolkom
S-5385	H.F. 2531	Tim L. Kapucian
		Kim Reynolds
		David Johnson
		Steven J. Soddors
S-5386	H.F. 2531	Keith A. Kreiman
		Steven J. Soddors
		David Hartsuch
S-5387	S.F. 2379	Judiciary
S-5388	H.F. 2531	Joe Bolkom
S-5389	H.F. 2531	Daryl Beall
S-5390	H.F. 2531	Tom Rielly
S-5391	H.F. 2531	Tom Rielly
S-5392	H.F. 2526	House