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**STATE OF IOWA**

**Senate Journal**

**THURSDAY, JANUARY 13, 2011**

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Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

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# JOURNAL OF THE SENATE

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FOURTH CALENDAR DAY  
FOURTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Thursday, January 13, 2011

The Senate met in regular session at 9:05 a.m., President Kibbie presiding.

Prayer was offered by the Honorable Gene Fraise, member of the Senate from Lee County, Fort Madison, Iowa.

The Journal of Wednesday, January 12, 2011, was approved.

## HOUSE MESSAGE RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 13, 2011, **adopted** the following resolution in which the concurrence of the Senate is asked:

**House Concurrent Resolution 5**, a concurrent resolution to provide for a joint convention of the two houses of the 2011 session of the Eighty-fourth General Assembly be held on Friday, January 14, 2011 at 9:00 a.m. at Hy-Vee Hall in Des Moines, IA.

Read first time and **placed on calendar**.

## LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Johnson, for the day, and Senator Ward, until she arrives, on request of Senator Kettering.

CONSIDERATION OF RESOLUTION  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House Concurrent Resolution 5](#).

**House Concurrent Resolution 5**

On motion of Senator Gronstal, [House Concurrent Resolution 5](#), a concurrent resolution to provide for a joint convention of the two houses of the 2011 session of the Eighty-fourth General Assembly be held on Friday, January 14, 2011 at 9:00 a.m. at Hy-Vee Hall in Des Moines, IA., was taken up for consideration.

Senator Gronstal moved the adoption of [House Concurrent Resolution 5](#), which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House Concurrent Resolution 5](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:14 a.m. until 8:15 a.m., Friday, January 14, 2011.

## APPENDIX

### COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

#### IOWA STUDENT LOAN

2010 Year in Review, pursuant to Iowa Code section 7C.13(2). Report received on January 13, 2011.

#### STATE APPEAL BOARD

Report of General Tort Claims, Highway Tort Claims, and Settlements and Judgments, pursuant to Iowa Code section 669.12. Report received on January 12, 2011.

### CERTIFICATE OF RECOGNITION

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

Alex Underwood—For achieving the rank of Eagle Scout, Troop 43. Senator Seng (1/13/11).

### REPORTS OF COMMITTEE MEETINGS

#### AGRICULTURE

**Convened:** Wednesday, January 12, 2011, 1:00 p.m.

**Members Present:** Seng, Chair; Fraise, Vice Chair; Black, Bowman, Courtney, Greiner, Hahn, Hancock, Houser, Kapucian, and Kibbie.

**Members Absent:** Johnson, Ranking Member; and Rielly (both excused).

**Committee Business:** Organizational meeting.

**Adjourned:** 1:30 p.m.

#### HUMAN RESOURCES

**Convened:** Thursday, January 13, 2011, 11:05 a.m.

**Members Present:** Ragan, Chair; Wilhelm, Vice Chair; Seymour, Ranking Member; Bacon, Boettger, Bolcom, Dotzler, Dvorsky, Hatch, Jochum, and Quirmbach.

**Members Absent:** Johnson (excused).

**Committee Business:** Organizational meeting.

**Adjourned:** 11:20 a.m.

#### LOCAL GOVERNMENT

**Convened:** Thursday, January 13, 2011, 10:10 a.m.

**Members Present:** Wilhelm, Chair; Beall, Vice Chair; Bartz, Ranking Member; Bacon, Bowman, Ernst, Hamerlinck, McCoy, Rielly, and Schoenjahn.

**Members Absent:** Quirnbach (excused).

**Committee Business:** Organizational meeting.

**Adjourned:** 10:20 a.m.

#### STATE GOVERNMENT

**Convened:** Thursday, January 13, 2011, 10:15 a.m.

**Members Present:** Danielson, Chair; Kibbie, Vice Chair; Feenstra, Ranking Member; Behn, Bertrand, Dearden, Dix, Fraise, Hatch, Horn, Jochum, Smith, Soddors, and Sorenson.

**Members Absent:** Courtney (excused).

**Committee Business:** Organizational meeting.

**Adjourned:** 10:20 a.m.

#### VETERANS AFFAIRS

**Convened:** Wednesday, January 12, 2011, 4:05 p.m.

**Members Present:** Beall, Chair; Danielson, Vice Chair; Seymour, Ranking Member; Bacon, Black, Ernst, Greiner, Horn, Kibbie, Ragan, and Soddors.

**Members Absent:** None.

**Committee Business:** Organizational meeting. Approved rules.

**Adjourned:** 4:35 p.m.

#### WAYS AND MEANS

**Convened:** Thursday, January 13, 2011, 1:05 p.m.

**Members Present:** Bolkcom, Chair; Seng, Vice Chair; Zaun, Ranking Member; Anderson, Bartz, Black, Chelgren, Dotzler, Feenstra, Hogg, Jochum, Quirnbach, and Smith.

**Members Absent:** Dandekar and McCoy (both excused).

**Committee Business:** Organizational meeting.

**Adjourned:** 1:15 p.m.

## INTRODUCTION OF BILLS

**Senate File 25**, by Jochum, a bill for an act relating to open records and public meetings and including effective date provisions.

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

**Senate File 26**, by Jochum, a bill for an act establishing a home inspector licensing program, establishing a home inspector examining board, providing civil and criminal penalties, and including effective date and applicability provisions.

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

**Senate File 27**, by Jochum, a bill for an act providing for the licensure of persons who install and maintain solar thermal systems and solar photovoltaic panels and making penalties applicable.

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

**Senate File 28**, by Jochum, a bill for an act relating to local and regional planning and establishing a state office of planning and geographic information systems within the department of economic development and making appropriations.

Read first time under Rule 28 and referred to committee on **Economic Growth/Rebuild Iowa**.

**Senate File 29**, by Zaun, a bill for an act relating to statements of refund value on beverage containers for wine.

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

**Senate File 30**, by Jochum, a bill for an act relating to the sales and use tax imposed on the operation of bingo games.

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

**Senate File 31**, by Jochum, a bill for an act increasing the amount of the earned income tax credit and including retroactive applicability provisions.

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

**Senate File 32**, by Jochum, a bill for an act extending the repeal date for the prevention of disabilities policy council.

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

**Senate File 33**, by Jochum, a bill for an act providing for mediation in grandparent visitation actions.

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

**Senate File 34**, by Beall, a bill for an act relating to required mediation as part of a custody order.

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

**Senate File 35**, by Sorenson and Soddors, a bill for an act adding certain synthetic cannabinoids to the list of schedule I controlled substances, providing penalties, and including effective date provisions.

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

#### STUDY BILLS RECEIVED

**SSB 1016      Human Resources**

An act revising the controlled substances schedules, and providing penalties.

**SSB 1017      Human Resources**

An act relating to fees to fund programs to aid impaired pharmacists, pharmacist-interns, and pharmacy technicians.

**SSB 1018      Human Resources**

An act relating to the Iowa prescription monitoring program and including an effective date provision.

**SSB 1019      State Government**

An act authorizing and regulating savings promotion raffles, and granting licensing authority to the department of inspections and appeals.

**SSB 1020      Education**

An act relating to the registration of certain postsecondary schools by the college student aid commission, making an appropriation, and making penalties applicable.

**SSB 1021 Education**

An act relating to the powers and duties of the college student aid commission in administering certain federal postsecondary financial aid initiatives.

**SSB 1022 Education**

An act relating to the duties and activities of the college student aid commission regarding educational programs, career planning tools, and trusts; permitting the commission to authorize a nonprofit foundation; and creating an educational planning grant fund.

**SSB 1023 Education**

An act authorizing moneys the college student aid commission may utilize for purposes of carrying out its duties.

**SSB 1024 Education**

An act relating to the duties of the college student aid commission and to requirements regarding certain financial aid programs administered by the commission.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 4**

WAYS AND MEANS: Dotzler, Chair; Black and Smith

**Senate File 5**

WAYS AND MEANS: Quirnbach, Chair; Bartz and Dandekar

**Senate File 6**

WAYS AND MEANS: Jochum, Chair; Bartz and Hogg

**Senate File 8**

AGRICULTURE: Fraise, Chair; Bowman and Johnson

**Senate File 16**

WAYS AND MEANS: Quirnbach, Chair; Seng and Zaun

**Senate File 19**

ECONOMIC GROWTH/REBUILD IOWA: Dandekar, Chair; Bacon and Dotzler

**Senate File 21**

NATURAL RESOURCES AND ENVIRONMENT: Schoenjahn, Chair; Ragan and Sorenson

**SSB 1001**

ETHICS: Kettering, Chair; Behn and Fraise

**SSB 1002**

ETHICS: Kibbie, Chair; McKinley and Seng

**SSB 1003**

ECONOMIC GROWTH/REBUILD IOWA: Sodders, Chair; Bertrand and Danielson

**SSB 1004**

WAYS AND MEANS: Bolkcom, Chair; Quirmbach and Zaun

**SSB 1005**

WAYS AND MEANS: Jochum, Chair; Feenstra and Quirmbach

**SSB 1006**

WAYS AND MEANS: Jochum, Chair; Anderson and Quirmbach

**SSB 1007**

WAYS AND MEANS: Dotzler, Chair; Chelgren and Seng

**SSB 1008**

JUDICIARY: Hancock, Chair; Hogg and Sorenson

**SSB 1009**

JUDICIARY: Dvorsky, Chair; Hogg and Ward

**SSB 1010**

JUDICIARY: Hogg, Chair; Dix and Hancock

**SSB 1011**

JUDICIARY: Quirmbach, Chair; Dvorsky and Sorenson

**SSB 1012**

JUDICIARY: Sodders, Chair; Dix and Jochum

**SSB 1013**

JUDICIARY: Fraise, Chair; Boettger and Horn

**SSB 1014**

JUDICIARY: Hogg, Chair; Horn and Ward

**SSB 1015**

HUMAN RESOURCES: Dotzler, Chair; Bolkcom and Seymour

**SSB 1016**

HUMAN RESOURCES: Wilhelm, Chair; Quirnbach and Seymour

**SSB 1017**

HUMAN RESOURCES: Wilhelm, Chair; Boettger and Quirnbach

**SSB 1018**

HUMAN RESOURCES: Wilhelm, Chair; Bacon and Quirnbach

**SSB 1019**

STATE GOVERNMENT: Danielson, Chair; Dearden and Dix

**SSB 1020**

EDUCATION: Quirnbach, Chair; Dvorsky and Feenstra

**SSB 1021**

EDUCATION: Quirnbach, Chair; Dvorsky and Feenstra

**SSB 1022**

EDUCATION: Quirnbach, Chair; Dvorsky and Feenstra

**SSB 1023**

EDUCATION: Quirnbach, Chair; Dvorsky and Feenstra

**SSB 1024**

EDUCATION: Quirnbach, Chair; Dvorsky and Feenstra