

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, MARCH 10, 2011

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JOURNAL OF THE SENATE

SIXTIETH CALENDAR DAY
THIRTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 10, 2011

The Senate met in regular session at 9:02 a.m., President Kibbie presiding.

Prayer was offered by the Honorable Robert Bacon, member of the Senate from Story County, Maxwell, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Natasha Dutta.

The Journal of Wednesday, March 9, 2011, was approved.

SPECIAL GUESTS

In celebration of Women's History Month, Senators Bowman and Boettger welcomed student winners of the 27th Annual "Write Women Back Into History" Essay Contest to the Senate chamber.

The contest is sponsored by the Iowa Commission on the Status of Women, the Iowa Department of Education, and the State Historical Society of Iowa.

Sixth and Seventh Grades:

First Place: Jessica Heims of Prairie Creek Intermediate School in Cedar Rapids

Second Place: Gracie Harmeyer of North Polk Central Elementary in Alleman

Third Place: Gabriella Baker of North Polk Middle School in Alleman

Eighth and Ninth Grades:

First Place: Emma Goodman of Taft Middle School in Cedar Rapids

Second Place: Hannah Ackerman of Cedar Falls

Third Place: Jack Hostager of Thomas Jefferson Middle School in Dubuque

Best Essay on Women in Science and Engineering for Sixth and Seventh Grades:

First Place: Lauren Kuch of Prairie Creek Intermediate School in Cedar Rapids

Second Place: Sondra Flockhart of Prairie Creek Intermediate School of Cedar Rapids

Best Essay on Women in Science and Engineering for Eighth and Ninth Grades:

First Place: Jessica Lowthorp of Sidney

Second Place: Nathan Yeager of Cardinal Community School in Eldon

The Senate rose and expressed its welcome.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 6](#).

[Senate Resolution 6](#)

On motion of Senator Bowman, [Senate Resolution 6](#), a resolution to recognize March 2011 as Iowa Women's History Month, with report of committee recommending passage, was taken up for consideration.

Senator Bowman moved the adoption of [Senate Resolution 6](#), which motion prevailed by a voice vote.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 8, 2011, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 148](#), a bill for an act relating to state expenditure requirements involving the revenue estimating conference and appropriation transfers and including effective date provisions.

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

ALSO: That the House has on March 9, 2011, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 393](#), a bill for an act allowing an advanced registered nurse practitioner to sign a death certificate.

Read first time and attached to **similar** [Senate File 415](#).

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that [Senate File 500](#) be referred from the Regular Calendar to the committee on **Appropriations**.

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

The Senate resumed session at 10:09 a.m., President Kibbie presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:10 a.m. until 12:45 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:21 p.m., President Kibbie presiding.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 475, 474, 461, 454, and 453.

[Senate File 475](#)

On motion of Senator Whitver, [Senate File 475](#), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Whitver offered amendment [S-3065](#), filed by the committee on Judiciary on March 8, 2011, to pages 25, 26, 48, 55, and 56 of the bill, and moved its adoption.

Amendment [S-3065](#) was adopted by a voice vote.

Senator Whitver 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. 475](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm

Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

[Senate File 474](#)

On motion of Senator Whitver, [Senate File 474](#), a bill for an act relating to nonsubstantive Code corrections and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Whitver offered amendment [S-3064](#), filed by the committee on Judiciary on March 8, 2011, to pages 103 and 104 of the bill, and moved its adoption.

Amendment [S-3064](#) was adopted by a voice vote.

Senator Whitver 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. 474](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm

Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

[Senate File 461](#)

On motion of Senator Gronstal, [Senate File 461](#), a bill for an act relating to certain boards and commissions with legislative appointments, was taken up for consideration.

Senator Gronstal 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, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm
Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

[Senate File 454](#)

On motion of Senator Dvorsky, [Senate File 454](#), a bill for an act relating to misconduct by a school employee and providing related duties, responsibilities, or civil and criminal immunity for other persons, accredited public and private schools, area education agencies, and the board of educational examiners, was taken up for consideration.

Senator Dvorsky offered amendment [S-3080](#), filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment [S-3080](#) was adopted by a voice vote.

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?" ([S.F. 454](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm
Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

Senate File 453

On motion of Senator Hogg, Senate File 453, a bill for an act relating to high school graduation requirements, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on Senate File 453 be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 454, 461, 474, and 475** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 445, 437, and 409.

Senate File 445

On motion of Senator Sodders, Senate File 445, a bill for an act relating to state and local government recommendations concerning the educational needs of children who are deaf or hard-of-hearing, was taken up for consideration.

Senator Sodders 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. 445), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward

Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm
Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirmbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

[Senate File 437](#)

On motion of Senator Quirmbach, [Senate File 437](#), a bill for an act establishing the Iowa online advanced placement academy science, technology, engineering, and mathematics initiative, was taken up for consideration.

Senator Quirmbach 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. 437](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm
Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirmbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dearden asked and received unanimous consent to take up for consideration [Senate File 409](#).

[Senate File 409](#)

On motion of Senator Dearden, [Senate File 409](#), a bill for an act restricting the practice of parking and displaying motor vehicles for sale, hire, or rental on public or private property and providing for local enforcement, was taken up for consideration.

Senator Dearden withdrew amendment [S-3046](#), filed by him on March 7, 2011, to page 1 of the bill.

Senator Dearden offered amendment [S-3079](#), filed by him on March 9, 2011, to pages 1 and 2 of the bill, and moved its adoption.

Amendment [S-3079](#) was adopted by a voice vote.

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?" ([S.F. 409](#)), the vote was:

Yeas, 26:

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

Nays, 24:

Anderson	Chelgren	Hamerlinck	Seymour
Bacon	Dix	Houser	Smith
Bartz	Ernst	Johnson	Sorenson

Behn	Feenstra	Kapucian	Ward
Bertrand	Greiner	Kettering	Whitver
Boettger	Hahn	McKinley	Zaun

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 Courtney asked and received unanimous consent that **Senate Files 409, 437, and 445** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Courtney asked and received unanimous consent to take up for consideration Senate Files 408 and 402.

[Senate File 408](#)

On motion of Senator Beall, [Senate File 408](#), a bill for an act relating to railroad crossing violations by providing for investigations, and providing penalties, was taken up for consideration.

Senator Beall 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. 408](#)), the vote was:

Yeas, 27:

Bartz	Danielson	Hatch	Ragan
Beall	Dearden	Hogg	Rielly
Black	Dotzler	Horn	Schoenjahn
Bolkcom	Dvorsky	Jochum	Seng
Bowman	Fraise	Kibbie	Sodders
Courtney	Gronstal	McCoy	Wilhelm
Dandekar	Hancock	Quirnbach	

Nays, 23:

Anderson	Dix	Houser	Smith
Bacon	Ernst	Johnson	Sorenson
Behn	Feenstra	Kapucian	Ward
Bertrand	Greiner	Kettering	Whitver
Boettger	Hahn	McKinley	Zaun
Chelgren	Hamerlinck	Seymour	

Absent, none.

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

Senate File 402

On motion of Senator Sodders, Senate File 402, a bill for an act relating to the injured veterans grant program, was taken up for consideration.

Senator Sodders offered amendment S-3044, filed by him on March 7, 2011, to page 1 of the bill, and moved its adoption.

Amendment S-3044 was adopted by a voice vote.

Senator Sodders 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. 402), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm

Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

UNFINISHED BUSINESS
(Deferred March 9, 2011)

[Senate File 407](#)

The Senate resumed consideration of [Senate File 407](#), a bill for an act delegating to counties the permitting and enforcement powers of the department of natural resources in relation to the construction of semipublic sewage disposal systems and authorizing penalties, deferred March 9, 2011.

Senator Bartz offered amendment [S-3085](#), filed by him from the floor to pages 1 and 2 and amending the title page of the bill.

Senator Bolkcom raised the point of order that amendment [S-3085](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3085](#) out of order.

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

Yeas, 26:

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

Nays, 24:

Anderson	Chelgren	Hamerlinck	Seymour
Bacon	Dix	Houser	Smith
Bartz	Ernst	Johnson	Sorenson
Behn	Feenstra	Kapucian	Ward
Bertrand	Greiner	Kettering	Whitver
Boettger	Hahn	McKinley	Zaun

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 402, 407, and 408** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 364 and 326.

[Senate File 364](#)

On motion of Senator Soddors, [Senate File 364](#), a bill for an act relating to the licensure of orthotists, prosthetists, and pedorthists and providing for fees and penalties, was taken up for consideration.

Senator Soddors offered amendment [S-3074](#), filed by him on March 9, 2011, to pages 3–5 and 9–11 of the bill.

Senator Smith asked and received unanimous consent that action on amendment [S-3074](#) and [Senate File 364](#) be **deferred**.

[Senate File 326](#)

On motion of Senator Hogg, [Senate File 326](#), a bill for an act relating to the appointment of judicial officers and senior judges, was taken up for consideration.

Senator Hogg offered amendment [S-3077](#), filed by him on March 9, 2011, to pages 1 and 2 of the bill, and moved its adoption.

Amendment [S-3077](#) was adopted by a voice vote.

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

On the question "Shall the bill pass?" ([S.F. 326](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm
Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

UNFINISHED BUSINESS
(Deferred March 8, 2011)

[Senate File 295](#)

The Senate resumed consideration of [Senate File 295](#), a bill for an act relating to donation of newborn umbilical cord blood, and amendment [S-3058](#), deferred March 8, 2011.

Senator Johnson asked and received unanimous consent that action on amendment [S-3058](#) and [Senate File 295](#) be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 326](#) be **immediately messaged** to the House.

CONSIDERATION OF BILLS

(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 279 and 206.

[Senate File 279](#)

On motion of Senator Ragan, [Senate File 279](#), a bill for an act relating to child support recovery, was taken up for consideration.

Senator Ragan 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. 279](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm
Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

Senate File 206

On motion of Senator Dandekar, [Senate File 206](#), a bill for an act providing for waivers of certain community attraction and tourism program requirements and including retroactive applicability provisions, was taken up for consideration.

Senator Dandekar 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. 206](#)), the vote was:

Yeas, 40:

Anderson	Dandekar	Hancock	Ragan
Bacon	Danielson	Hatch	Rielly
Beall	Dearden	Hogg	Schoenjahn
Behn	Dotzler	Horn	Seng
Bertrand	Dvorsky	Jochum	Seymour
Black	Ernst	Johnson	Sodders
Boettger	Fraise	Kapucian	Sorenson
Bolkcom	Greiner	Kibbie	Ward
Bowman	Gronstal	McCoy	Wilhelm
Courtney	Hahn	Quirnbach	Zaun

Nays, 10:

Bartz	Feenstra	Kettering	Whitver
Chelgren	Hamerlinck	McKinley	
Dix	Houser	Smith	

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 206** and **279** be **immediately messaged** to the House.

The Senate stood at ease at 3:08 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:25 p.m., President Kibbie presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 204](#).

[Senate File 204](#)

On motion of Senator Beall, [Senate File 204](#), a bill for an act establishing a task force on the prevention of sexual abuse of children and including effective date provisions, was taken up for consideration.

Senator Beall 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. 204](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm
Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

Nays, none.

Absent, none.

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

BUSINESS PENDING

[Senate File 453](#)

The Senate resumed consideration of [Senate File 453](#), a bill for an act relating to high school graduation requirements, previously deferred.

Senator Chelgren offered amendment [S-3087](#), filed by him from the floor to page 1 of the bill.

Senator Chelgren asked and received unanimous consent that action on amendment [S-3087](#) be deferred.

Senator Chelgren offered amendment [S-3089](#), filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3089](#) be adopted?" ([S.F. 453](#)), the vote was:

Yeas, 24:

Anderson	Chelgren	Hamerlinck	Seymour
Bacon	Dix	Houser	Smith
Bartz	Ernst	Johnson	Sorenson
Behn	Feenstra	Kapucian	Ward
Bertrand	Greiner	Kettering	Whitver
Boettger	Hahn	McKinley	Zaun

Nays, 26:

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

Absent, none.

Amendment [S-3089](#) lost.

Senator Chelgren moved the adoption of amendment [S-3087](#).

A record roll call was requested.

On the question "Shall amendment [S-3087](#) be adopted?" ([S.F. 453](#)), the vote was:

Yeas, 24:

Anderson	Chelgren	Hamerlinck	Seymour
Bacon	Dix	Houser	Smith
Bartz	Ernst	Johnson	Sorenson
Behn	Feenstra	Kapucian	Ward
Bertrand	Greiner	Kettering	Whitver
Boettger	Hahn	McKinley	Zaun

Nays, 26:

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

Absent, none.

Amendment [S-3087](#) lost.

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

On the question "Shall the bill pass?" ([S.F. 453](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Hatch	Rielly
Bacon	Dearden	Hogg	Schoenjahn
Bartz	Dix	Horn	Seng
Beall	Dotzler	Houser	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Johnson	Sodders
Black	Feenstra	Kapucian	Sorenson
Boettger	Fraise	Kettering	Ward
Bolkcom	Greiner	Kibbie	Whitver
Bowman	Gronstal	McCoy	Wilhelm

Chelgren	Hahn	McKinley	Zaun
Courtney	Hamerlinck	Quirnbach	
Dandekar	Hancock	Ragan	

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 204** and **453** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 451](#).

[Senate File 451](#)

On motion of Senator Sodders, [Senate File 451](#), a bill for an act relating to the allowable uses for modified allowable growth for programs for returning dropouts and dropout prevention, was taken up for consideration.

Senator Sodders offered amendment [S-3088](#), filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3088](#) be adopted?" ([S.F. 451](#)), the vote was:

Yeas, 26:

Beall	Dearden	Hogg	Rielly
Black	Dotzler	Horn	Schoenjahn
Bolkcom	Dvorsky	Jochum	Seng
Bowman	Fraise	Kibbie	Sodders

Courtney	Gronstal	McCoy	Wilhelm
Dandekar	Hancock	Quirnbach	
Danielson	Hatch	Ragan	

Nays, 24:

Anderson	Chelgren	Hamerlinck	Seymour
Bacon	Dix	Houser	Smith
Bartz	Ernst	Johnson	Sorenson
Behn	Feenstra	Kapucian	Ward
Bertrand	Greiner	Kettering	Whitver
Boettger	Hahn	McKinley	Zaun

Absent, none.

Amendment [S-3088](#) was adopted.

With the adoption of amendment [S-3088](#), the Chair ruled amendment [S-3081](#), filed by Senator Sodders from the floor, to page 1 of the bill, out of order.

Senator Sodders 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. 451](#)), the vote was:

Yeas, 26:

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

Nays, 24:

Anderson	Chelgren	Hamerlinck	Seymour
Bacon	Dix	Houser	Smith
Bartz	Ernst	Johnson	Sorenson
Behn	Feenstra	Kapucian	Ward
Bertrand	Greiner	Kettering	Whitver
Boettger	Hahn	McKinley	Zaun

Absent, none.

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

UNFINISHED BUSINESS
(Deferred March 8, 2011)

[Senate File 410](#)

The Senate resumed consideration of [Senate File 410](#), a bill for an act relating to the duties and operations of the state commission of libraries, the division of libraries and information services, and the library service areas, and amendment [S-3057](#), deferred March 8, 2011.

Senator Zaun withdrew amendment [S-3060](#), filed by him on March 8, 2011, to pages 4 and 5 of the bill.

Senator Zaun offered amendment [S-3061](#), filed by him on March 8, 2011, to pages 4 and 5 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3061](#) be adopted?" ([S.F. 410](#)), the vote was:

Yeas, 25:

Anderson	Dix	Houser	Sorenson
Bacon	Ernst	Johnson	Ward
Bartz	Feenstra	Kapucian	Whitver
Behn	Greiner	Kettering	Zaun
Bertrand	Hahn	McKinley	
Boettger	Hamerlinck	Seymour	
Chelgren	Hancock	Smith	

Nays, 25:

Beall	Dearden	Horn	Schoenjahn
Black	Dotzler	Jochum	Seng
Bolkcom	Dvorsky	Kibbie	Sodders
Bowman	Fraise	McCoy	Wilhelm
Courtney	Gronstal	Quirnbach	
Dandekar	Hatch	Ragan	
Danielson	Hogg	Rielly	

Absent, none.

Amendment [S-3061](#) lost.

Senator Bowman withdrew amendment [S-3078](#), filed by him on March 9, 2011, to pages 4 and 5 of the bill.

Senator Bowman withdrew amendment [S-3082](#), filed by him from the floor to pages 4 and 5 of the bill.

Senator Quirnbach withdrew amendment [S-3086](#), filed by him from the floor to pages 4 and 5 of the bill.

Senator Bowman offered amendment [S-3092](#), filed by him from the floor to pages 4 and 5 of the bill, and moved its adoption.

Amendment [S-3092](#) was adopted by a voice vote.

Senator Chelgren withdrew amendment [S-3057](#).

Senator Chelgren withdrew amendment [S-3075](#), filed by him on March 9, 2011, to page 8 of the bill.

Senator Jochum 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. 410](#)), the vote was:

Yeas, 46:

Anderson	Danielson	Hancock	Schoenjahn
Bacon	Dearden	Hatch	Seng
Beall	Dix	Hogg	Seymour
Behn	Dotzler	Horn	Smith
Bertrand	Dvorsky	Houser	Sodders
Black	Ernst	Jochum	Sorenson
Boettger	Feenstra	Kapucian	Ward
Bolkcom	Fraise	Kettering	Whitver
Bowman	Greiner	Kibbie	Wilhelm
Chelgren	Gronstal	McCoy	Zaun
Courtney	Hahn	McKinley	
Dandekar	Hamerlinck	Rielly	

Nays, 3:

Bartz Johnson Ragan

Present, 1:

Quirnbach

Absent, none.

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

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that **House Files 184** and **185** be referred from the Regular Calendar to the Unfinished Business Calendar.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 410** and **451** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:30 p.m. until 1:00 p.m., Monday, March 14, 2011.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Wayne and Twyla Adrian, Maquoketa—For celebrating their 50th wedding anniversary. Senator Bowman (3/10/11).

Heather Cousins, Davenport—For earning her National Board Certification. Senator Bowman (3/10/11).

Davenport Assumption High School Girls' Basketball—For winning the Class 3A Girls' Basketball Tournament. Senator Seng (3/10/11).

Cassie Dunlavey, Delmar—For earning her National Board Certification. Senator Bowman (3/10/11).

Jack Hostager, Thomas Jefferson Middle School, Dubuque—For winning the Write Women Back Into History Essay Contest. Senator Hancock (3/10/11).

Susan Jones-Miller, Bettendorf—For earning her National Board Certification. Senator Bowman (3/10/11).

Keith and Carol Nylin, Clinton—For celebrating their 25th wedding anniversary. Senator Bowman (3/10/11).

Robyn Ponder, Monticello—For earning her National Board Certification. Senator Bowman (3/10/11).

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, March 10, 2011, 10:15 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Houser, Ranking Member; Hahn and Wilhelm.

Members Absent: None.

Committee Business: Approved LSB 1001SA.

Adjourned: 10:35 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Wednesday, March 9, 2011, 10:15 a.m.

Members Present: Dotzler, Chair; Dandekar, Vice Chair; Boettger, Ranking Member; Bertrand and Seng.

Members Absent: None.

Committee Business: Senate subcommittee budget overview.

Adjourned: 10:40 a.m.

ALSO:

Convened: Thursday, March 10, 2011, 10:20 a.m.

Members Present: Dotzler, Chair; Dandekar, Vice Chair; Boettger, Ranking Member; Bertrand and Seng.

Members Absent: None.

Committee Business: Approved LSB 1002SA.

Adjourned: 10:25 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, March 10, 2011, 10:15 a.m.

Members Present: Schoenjahn, Chair; Quirnbach, Vice Chair; Dix, Ranking Member; Hamerlinck and Horn.

Members Absent: None.

Committee Business: Voted on budget spreadsheet.

Adjourned: 10:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Thursday, March 10, 2011, 10:30 a.m.

Members Present: Hancock, Chair; Hogg, Vice Chair; Seymour, Ranking Member; Fraise and Smith.

Members Absent: None.

Committee Business: Considered LSBs 1005SA and 1006SA.

Adjourned: 10:40 a.m.

INTRODUCTION OF BILL

[Senate File 502](#), by Chelgren, a bill for an act prohibiting loans, forgivable loans, and any other type of extension of credit from a state or local governmental entity.

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

STUDY BILL RECEIVED

SSB 1192 Appropriations

Relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 212

EDUCATION: Quirnbach, Chair; Dvorsky and Johnson

House File 268

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Hahn

House File 299

COMMERCE: Dandekar, Chair; Behn and McCoy

House File 389

HUMAN RESOURCES: Hatch, Chair; Johnson and Wilhelm

House File 494

HUMAN RESOURCES: Ragan, Chair; Boettger and Bolkcom

House File 535

EDUCATION: Quirnbach, Chair; Beall and Hamerlinck

SSB 1192

APPROPRIATIONS: Black, Chair; Dvorsky and Houser

BILLS ASSIGNED TO COMMITTEE

President Kibbie announced the assignment of the following bills to committee:

<u>H.F. 186</u>	Judiciary
<u>H.F. 212</u>	Education
<u>H.F. 242</u>	Judiciary
<u>H.F. 254</u>	Commerce

H.F. 268	Natural Resources and Environment
H.F. 321	Judiciary
H.F. 324	State Government
H.F. 389	Human Resources
H.F. 404	Commerce
H.F. 405	Commerce
H.F. 406	Transportation
H.F. 465	Transportation
H.F. 474	Veterans Affairs
H.F. 494	Human Resources
H.F. 535	Education

HOUSE FILES ATTACHED TO SENATE FILES

President Kibbie announced the following House Files were attached to Senate Files:

H.F. 348	Attached to companion S.F. 442
H.F. 453	Attached to companion S.F. 477
H.F. 468	Attached to companion S.F. 443

AMENDMENTS FILED

S-3080	S.F. 454	Robert E. Dvorsky
S-3081	S.F. 451	Steven J. Sodders
S-3082	S.F. 410	Tod R. Bowman
S-3083	S.F. 419	Steven J. Sodders
S-3084	S.F. 397	Shawn Hamerlinck
S-3085	S.F. 407	Merlin Bartz
S-3086	S.F. 410	Herman C. Quirnbach
S-3087	S.F. 453	Mark Chelgren
S-3088	S.F. 451	Steven J. Sodders
S-3089	S.F. 453	Mark Chelgren
S-3090	S.F. 404	Jack Hatch
S-3091	S.F. 493	Jack Whitver
		Pam Jochum
S-3092	S.F. 410	Tod R. Bowman