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**STATE OF IOWA**

**Senate Journal**

**THURSDAY, JANUARY 19, 2012**

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# JOURNAL OF THE SENATE

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ELEVENTH CALENDAR DAY  
EIGHTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Thursday, January 19, 2012

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

Prayer was offered by the Honorable Merlin Bartz, member of the Senate from Worth County, Grafton, Iowa.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Hailey Albert.

The Journal of Wednesday, January 18, 2012, was approved.

## ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:10 a.m. until 1:00 p.m., Monday, January 23, 2012.

## APPENDIX

### COMMUNICATION RECEIVED

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

#### DEPARTMENT OF REVENUE

2011 Annual Report of the Iowa Capital Investment Board, pursuant to Iowa Code section 15E.46. Report received on January 19, 2012.

## REPORTS OF COMMITTEE MEETINGS

**COMMERCE**

**Convened:** Thursday, January 19, 2012, 1:05 p.m.

**Members Present:** McCoy, Chair; Rielly, Vice Chair; Anderson, Ranking Member; Beall, Bolkcom, Kettering, Mathis, Schoenjahn, Seng, Ward, and Wilhelm.

**Members Absent:** Bertrand, Courtney, Feenstra, and Zaun (all excused).

**Committee Business:** Organizational meeting.

**Adjourned:** 1:25 p.m.

**ECONOMIC GROWTH/REBUILD IOWA**

**Convened:** Wednesday, January 18, 2012, 4:05 p.m.

**Members Present:** Soddors, Chair; Dotzler, Vice Chair; Greiner, Ranking Member; Bacon, Bowman, Danielson, Hatch, Horn, Mathis, Rielly, Ward, Whitver, and Wilhelm.

**Members Absent:** Bertrand and Chelgren (both excused).

**Committee Business:** Presentations on ESOP and All Star Ballpark Heaven.

**Adjourned:** 5:05 p.m.

**EDUCATION**

**Convened:** Wednesday, January 18, 2012, 2:10 p.m.

**Members Present:** Quirnbach, Chair; Schoenjahn, Vice Chair; Hamerlinck, Ranking Member; Beall, Boettger, Bowman, Dvorsky, Feenstra, Hogg, Johnson, Smith, Soddors, and Wilhelm.

**Members Absent:** None.

**Committee Business:** Presentation on National Guard education opportunities.

**Adjourned:** 3:35 p.m.

**HUMAN RESOURCES**

**Convened:** Wednesday, January 18, 2012, 1:05 p.m.

**Members Present:** Ragan, Chair; Wilhelm, Vice Chair; Seymour, Ranking Member; Bacon, Boettger, Bolkcom, Hatch, Jochum, Johnson, Mathis, Quirnbach, and Whitver.

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

**Committee Business:** Presentation by the Department of Human Services on mental health redesign.

**Adjourned:** 2:00 p.m.

#### VETERANS AFFAIRS

**Convened:** Wednesday, January 18, 2012, 2:10 p.m.

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

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

**Committee Business:** Approved [SSB 3010](#).

**Adjourned:** 2:40 p.m.

#### WAYS AND MEANS

**Convened:** Tuesday, January 17, 2012, 11:20 a.m.

**Members Present:** Bolkcom, Chair; Feenstra, Ranking Member; Anderson, Bartz, Chelgren, Dotzler, Hogg, Jochum, Mathis, McCoy, Quirnbach, and Zaun.

**Members Absent:** Seng, Vice Chair; Black, and Smith (all excused).

**Committee Business:** Presentation by the LSA Fiscal Services Division on tax increment financing.

**Adjourned:** 12:15 p.m.

#### APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

**Convened:** Thursday, January 19, 2012, 10:10 a.m.

**Members Present:** Jochum, Chair; Danielson, Vice Chair; Bartz, Ranking Member; Bowman and Ernst.

**Members Absent:** None.

**Committee Business:** Presentation by the LSA Fiscal Services Division on governor's FY 2013 budget recommendations.

**Adjourned:** 11:00 a.m.

#### APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

**Convened:** Thursday, January 19, 2012, 10:10 a.m.

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

**Members Absent:** None.

**Committee Business:** Introductions and discussion of governor's budget.

**Adjourned:** 10:45 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES**

**Convened:** Thursday, January 19, 2012, 10:00 a.m.

**Members Present:** Hatch, Chair; Ragan, Vice Chair; Bacon and Bolkcom.

**Members Absent:** Johnson, Ranking Member (excused).

**Committee Business:** Review FY 2013 budget.

**Adjourned:** 11:00 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM**

**Convened:** Thursday, January 19, 2012, 10:20 a.m.

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

**Members Absent:** None.

**Committee Business:** LSA presentation.

**Adjourned:** 11:15 a.m.

### **INTRODUCTION OF BILLS**

**Senate File 2029**, by Hogg, a bill for an act establishing a state renewable energy production goal.

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

**Senate File 2030**, by Beall, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

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

**Senate File 2031**, by McCoy, a bill for an act relating to the statute of repose period in a case arising out of the unsafe or defective condition of an improvement to real property and including an applicability date provision.

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

**Senate File 2032**, by Bolkom, Danielson, Dvorsky, Dotzler, Jochum, Hancock, Hatch, Dearden, Horn, Fraise, Courtney, Kibbie, McCoy, Quirnbach, Beall, Mathis, Wilhelm, Ragan, Hogg, Soddors, and Schoenjahn, a bill for an act relating to advocacy for long-term care residents and making an appropriation.

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

**Senate File 2033**, by Kettering, a bill for an act providing for a partial allocation of financial institution franchise tax revenue to cities and counties, making an appropriation, and providing effective date and retroactive applicability provisions.

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

**Senate File 2034**, by McCoy, a bill for an act relating to the retention of funds due to contractors on public improvements.

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

**Senate File 2035**, by Beall, a bill for an act relating to child abuse by prohibiting retaliation for reporting, providing for implementation of reporting policies at postsecondary institutions, requiring planning for training requirements, and providing for the distribution of information on child sexual abuse, and providing a remedy.

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

**Senate File 2036**, by Anderson and Kettering, a bill for an act relating to rules adopted by the state board of education for the provision and supervision of courses delivered by means of telecommunications.

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

**Senate File 2037**, by Hamerlinck, Ernst, and Beall, a bill for an act allowing a veteran to request that the veteran's driver's license or nonoperator's identification card be marked with the word "VETERAN" to indicate veteran status.

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

**Senate File 2038**, by committee on Veterans Affairs, a bill for an act relating to the duties and requirements of the department of veterans affairs and the commission of veterans affairs.

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

**Senate File 2039**, by Schoenjahn, a bill for an act relating to identifying the location of underground facilities.

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

**Senate File 2040**, by Courtney, a bill for an act to increase the state minimum hourly wage.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

**Senate File 2041**, by Hatch, Bolckcom, Dearden, Horn, Fraise, Courtney, Kibbie, McCoy, Quirnbach, Beall, Mathis, Danielson, Dvorsky, Dotzler, Rielly, Jochum, Hancock, Schoenjahn, Seng, Bowman, Hogg, Black, and Sodders, a bill for an act establishing a self-employment assistance program for recipients of unemployment compensation benefits and providing a termination date.

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

## STUDY BILLS RECEIVED

**SSB 3058      Natural Resources and Environment**

Relating to the identification of owners of blinds and stands for hunting deer and making penalties applicable.

**SSB 3059      Natural Resources and Environment**

Requiring whitetail to be tagged as farm deer.

**SSB 3060      Natural Resources and Environment**

Requiring the department of natural resources to produce, and submit to the general assembly, a product stewardship report.

**SSB 3061      Judiciary**

Relating to the practices and procedures of the state public defender.

**SSB 3062      Commerce**

Relating to surety bond requirements for fire extinguishing system and alarm system contractors and fire protection system installers and maintenance workers.

**SSB 3063      Commerce**

Relating to third-party payment of services provided by a doctor of chiropractic.

**SSB 3064      Commerce**

Subjecting the acts of an auctioneer in conducting a public sale or auction of real estate to real estate broker and salesperson licensing provisions, making penalties applicable, and including effective date provisions.

**SSB 3065      Commerce**

Providing for increases in monetary limits applicable to motor vehicle-related credit transactions pursuant to the consumer credit code.

**SSB 3066 Commerce**

Relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including effective date provisions.

**SSB 3067 Commerce**

Relating to matters under the purview and authority of the professional licensing and regulation bureau of the banking division of the department of commerce.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 64**  
(Reassigned)

COMMERCE: Rielly, Chair; Beall and Bertrand

**Senate File 95**  
(Reassigned)

COMMERCE: Bertrand, Chair; McCoy and Rielly

**Senate File 114**  
(Reassigned)

COMMERCE: McCoy, Chair; Beall and Zaun

**Senate File 225**  
(Reassigned)

COMMERCE: McCoy, Chair; Anderson and Courtney

**Senate File 235**  
(Reassigned)

COMMERCE: Rielly, Chair; Feenstra and McCoy

**Senate File 258**  
(Reassigned)

COMMERCE: Rielly, Chair; Courtney and Kettering

**Senate File 354**  
(Reassigned)

COMMERCE: McCoy, Chair; Anderson and Schoenjahn

**Senate File 388**

COMMERCE: Bolkcom, Chair; Anderson and McCoy

**Senate File 390**

COMMERCE: McCoy, Chair; Rielly and Ward

**Senate File 2020**

TRANSPORTATION: Danielson, Chair; Ernst and Rielly

**Senate File 2023**

EDUCATION: Hogg, Chair; Dvorsky and Johnson

**Senate File 2024**

EDUCATION: Soddors, Chair; Hamerlinck and Schoenjahn

**Senate File 2027**

HUMAN RESOURCES: Hatch, Chair; Johnson and Ragan

**Senate File 2028**

JUDICIARY: Quirnbach, Chair; Hancock and Sorenson

**Senate File 2030**

JUDICIARY: Horn, Chair; Dix and Hancock

**Senate File 2031**

JUDICIARY: Hogg, Chair; Boettger and Jochum

**House File 561**

COMMERCE: McCoy, Chair; Rielly and Ward

**SSB 3058**

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

**SSB 3059**

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

**SSB 3060**

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

