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**STATE OF IOWA**

# **Senate Journal**

**MONDAY, FEBRUARY 6, 2012**

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# JOURNAL OF THE SENATE

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TWENTY-NINTH CALENDAR DAY  
SEVENTEENTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, February 6, 2012

The Senate met in regular session at 1:07 p.m., President Kibbie presiding.

Prayer was offered by Reverend Dr. Michael D. Blackwell, pastor of Trinity United Methodist Church in Hazelton, Iowa. He was the guest of Senator Dotzler.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Rachel Mortimer.

The Journal of Thursday, February 2, 2012, 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 February 2, 2012, **passed** the following bill in which the concurrence of the House was asked:

**Senate File 93**, a bill for an act enhancing the penalty for certain domestic abuse assault cases and providing a penalty.

ALSO: That the House has on February 2, 2012, **passed** the following bill in which the concurrence of the Senate is asked:

**House File 2150**, a bill for an act updating the Code references to the Internal Revenue Code, and including effective date and retroactive applicability provisions.

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

ALSO: That the House has on February 2, 2012, **adopted** the following resolution in which the concurrence of the Senate is asked:

**House Joint Resolution 2001**, a joint resolution nullifying an administrative rule of the natural resource commission prohibiting the use of lead shot for hunting mourning doves and providing an effective date.

Read first time and attached to **companion Senate Joint Resolution 2001**.

#### BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that the following Senate Files be referred from the Regular Calendar to the following committees:

S.F.	410	State Government
S.F.	495	Human Resources
S.F.	2024	Appropriations

#### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:31 p.m. until 9:00 a.m., Tuesday, February 7, 2012.

#### 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:

##### DEPARTMENT OF EDUCATION

Report on Educational Organization Dues, Fees, and Revenues, pursuant to Iowa Code sections 279.38 and 279.38A. Report received on February 3, 2012.

##### STATE BOARD OF TAX REVIEW

2011 Annual Report, pursuant to Iowa Code section 421.1(4f). Report received on February 6, 2012.

## REPORTS OF COMMITTEE MEETINGS

## STATE GOVERNMENT

**Convened:** Wednesday, February 1, 2012, 2:05 p.m.

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

**Members Absent:** None.

**Committee Business:** Approved SSBs 3015, 3016, 3019, and 3057. Discussed governor's appointments.

**Recessed:** 2:10 p.m.

**Reconvened:** 2:15 p.m.

**Adjourned:** 2:30 p.m.

## VETERANS AFFAIRS

**Convened:** Monday, February 6, 2012, 3:20 p.m.

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

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

**Committee Business:** Approved [SSB 3127](#). Approved [SSB 3068](#) as amended.

**Adjourned:** 3:40 p.m.

## APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

**Convened:** Wednesday, February 1, 2012, 10:15 a.m.

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

**Members Absent:** None.

**Committee Business:** Presentations by IPERS, the Department of Revenue, the Department of Public Health, and the Department of Public Safety.

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

**ALSO:**

**Convened:** Thursday, February 2, 2012, 10:15 a.m.

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

**Members Absent:** None.

**Committee Business:** Presentations by the Department of Management and the Secretary of State.

**Adjourned:** 11:25 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES**

**Convened:** Wednesday, February 1, 2012, 10:15 a.m.

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

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

**Committee Business:** Presentations by the Safety Net Providers and the Iowa Food Bank Association.

**Adjourned:** 11:30 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM**

**Convened:** Thursday, February 2, 2012, 10:20 a.m.

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

**Members Absent:** None.

**Committee Business:** Budget presentations.

**Adjourned:** 11:45 a.m.

**INTRODUCTION OF BILLS**

**Senate File 2127**, by committee on Commerce, a bill for an act relating to matters under the purview and authority of the professional licensing and regulation bureau of the banking division of the department of commerce.

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

**Senate File 2128**, by Beall, Mathis, Wilhelm, Quirnbach, Schoenjahn, Seng, Bertrand, Bolkcom, Dvorsky, Dotzler, Danielson, Hatch, Horn, Dearden, Fraise, Sodders, Kibbie, Black, Jochum, Ragan, and Anderson, a bill for an act requiring certain group health insurance policies, contracts, or plans to provide coverage for autism spectrum disorders for certain persons, providing for a repeal, and including applicability and effective date provisions.

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

**Senate File 2129**, by Dotzler, a bill for an act concerning the rights of parties to private and public construction contracts and including applicability provisions.

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

**Senate File 2130**, by Hogg, a bill for an act providing for the development of a state renewable energy economic development plan.

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

**Senate File 2131**, by Sodders, a bill for an act requiring a study and report on the establishment of a posttraumatic stress dual diagnosis treatment program at the Iowa veterans home.

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

#### STUDY BILLS RECEIVED

#### **SSB 3130 Appropriations**

Relating to flood mitigation by establishing a flood mitigation program, establishing a flood mitigation board, authorizing the use of certain sales tax revenue and other financial assistance for flood mitigation projects, establishing a flood mitigation fund, authorizing the issuance of bonds for certain flood mitigation projects, providing for appropriations, and including effective date provisions.

**SSB 3131      Ways and Means**

Relating to the technical administration of the tax and related laws by the department of revenue, including the administration of income taxes, sales and use taxes, franchise fees, notification of annexation or severance by cities, and cigarette and tobacco taxes, and including retroactive applicability provisions.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 2083**

WAYS AND MEANS: Bolkcom, Chair; Quirmbach and Smith

**Senate File 2099**

WAYS AND MEANS: Hogg, Chair; Chelgren and Quirmbach

**Senate File 2109**

JUDICIARY: Hogg, Chair; Dvorsky and Ward

**House File 2103**

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Courtney and Ward

**House File 2104**

LABOR AND BUSINESS RELATIONS: Courtney, Chair; Dotzler and Ward

**SSB 3130**

APPROPRIATIONS: Hogg, Chair; Dix and Dvorsky

**SSB 3131**

WAYS AND MEANS: Jochum, Chair; Bolkcom and Feenstra

**FINAL COMMITTEE REPORT OF BILL ACTION****COMMERCE**

**Bill Title:** [SENATE FILE 2127 \(SSB 3067\)](#), a bill for an act relating to matters under the purview and authority of the professional licensing and regulation bureau of the banking division of the department of commerce.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 9: McCoy, Rielly, Anderson, Beall, Kettering, Mathis, Schoenjahn, Seng, and Wilhelm. Nays, none. Absent, 6: Bertrand, Bolkcom, Courtney, Feenstra, Ward, and Zaun.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-5007	S.F.	2097	Amanda Ragan
S-5008	S.F.	2111	Jack Whitver