

PROOF

STATE OF IOWA

Senate Journal

MONDAY, MARCH 5, 2012

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JOURNAL OF THE SENATE

FIFTY-SEVENTH CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 5, 2012

The Senate met in regular session at 1:05 p.m., President Kibbie presiding.

Prayer was offered by Pastor Jon Anenson of the Lutheran Church of Hope in West Des Moines, Iowa. He was the guest of Senator Whitver.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Britney Samuelson.

The Journal of Thursday, March 1, 2012, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 2309** be referred from the Regular Calendar to the committee on **Ways and Means**.

The Senate stood at ease at 1:31 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:58 p.m., President Kibbie presiding.

RECESS

On motion of Senator Dvorsky, the Senate recessed at 2:59 p.m. until the completion of a meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 4:44 p.m., President Pro Tempore Danielson presiding.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2058, 2160, 2269, and 2270.

Senate File 2058

On motion of Senator McCoy, **Senate File 2058**, a bill for an act relating to certain records of city utilities and city enterprises containing private customer information, with report of committee recommending passage, was taken up for consideration.

Senator McCoy offered amendment S-5021, filed by him on February 23, 2012, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5021 was adopted by a voice vote.

Senator McCoy 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. 2058), the vote was:

Yeas, 50:

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

Chelgren	Hamerlinck	McKinley	Zaun
Courtney	Hancock	Quirnbach	
Danielson	Hatch	Ragan	

Nays, none.

Absent, none.

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

Senate File 2160

On motion of Senator Wilhelm, **Senate File 2160**, a bill for an act relating to allowing financial supplementation to a nursing facility for provision of a private room to a recipient of medical assistance, was taken up for consideration.

Senator Wilhelm offered amendment **S-5035**, filed by her on February 29, 2012, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment **S-5035** was adopted by a voice vote.

Senator Wilhelm 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. 2160**), the vote was:

Yeas, 43:

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

Nays, 7:

Behn	Chelgren	Kettering	Zaun
Boettger	Greiner	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 2269

On motion of Senator Kibbie, **Senate File 2269**, a bill for an act relating to the land application of wastewater from on-farm processing operations, and including effective date provisions, was taken up for consideration.

Senator Kibbie 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. 2269), the vote was:

Yeas, 50:

Anderson	Dearden	Hogg	Rielly
Bacon	Dix	Horn	Schoenjahn
Bartz	Dotzler	Houser	Seng
Beall	Dvorsky	Jochum	Seymour
Behn	Ernst	Johnson	Smith
Bertrand	Feenstra	Kapucian	Sodders
Black	Fraise	Kettering	Sorenson
Boettger	Greiner	Kibbie	Ward
Bolkcom	Gronstal	Mathis	Whitver
Bowman	Hahn	McCoy	Wilhelm
Chelgren	Hamerlinck	McKinley	Zaun
Courtney	Hancock	Quirnbach	
Danielson	Hatch	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 2270

On motion of Senator Mathis, **Senate File 2270**, a bill for an act relating to the state comprehensive Alzheimer's disease response strategy, was taken up for consideration.

Senator Mathis 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. 2270), the vote was:

Yeas, 44:

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

Nays, 6:

Behn	Feenstra	McKinley
Ernst	Kettering	Zaun

Absent, none.

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

SPECIAL GUEST

President Pro Tempore Danielson welcomed to the Senate chamber the Honorable William Heckroth, former member of the Senate from Bremer County, Waverly, Iowa.

The Senate rose and expressed its welcome.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2058, 2160, 2269, and 2270** be **immediately messaged** to the House.

President Kibbie took the chair at 5:08 p.m.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Behn, until he returns, on request of Senator Zaun.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2307, 2304, 2306, 2303, and 2295.

Senate File 2307

On motion of Senator Jochum, **Senate File 2307**, a bill for an act relating to the sealing of juvenile delinquency records, was taken up for consideration.

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. 2307), the vote was:

Yeas, 47:

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

Nays, 2:

McKinley Zaun

Absent, 1:

Behn

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

Senate File 2304

On motion of Senator Soddors, **Senate File 2304**, a bill for an act requiring an aggravated misdemeanor to submit a DNA sample and including effective date provisions, was taken up for consideration.

Senator Soddors 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. 2304), the vote was:

Yeas, 33:

Bacon	Dvorsky	Jochum	Seng
Bartz	Ernst	Johnson	Soddors
Beall	Fraise	Kapucian	Ward
Black	Gronstal	Kibbie	Whitver
Bowman	Hancock	Mathis	Wilhelm
Courtney	Hatch	McKinley	Zaun
Danielson	Hogg	Ragan	
Dearden	Horn	Rielly	
Dotzler	Houser	Schoenjahn	

Nays, 16:

Anderson	Chelgren	Hahn	Quirnbach
Bertrand	Dix	Hamerlinck	Seymour
Boettger	Feenstra	Kettering	Smith
Bolkcom	Greiner	McCoy	Sorenson

Absent, 1:

Behn

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

Senate File 2306

On motion of Senator Hogg, **Senate File 2306**, a bill for an act relating to right to cure notices under the consumer credit code, was taken up for consideration.

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. 2306), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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

Senate File 2303

On motion of Senator Seng, **Senate File 2303**, a bill for an act providing for persons associated with licensed veterinarians, and providing for fees, was taken up for consideration.

Senator Seng 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. 2303), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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

Senate File 2295

On motion of Senator Hogg, **Senate File 2295**, a bill for an act modifying the periods of time to bring civil and criminal actions relating to the sexual abuse of minors, was taken up for consideration.

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. 2295), the vote was:

Yeas, 49:

Anderson	Dix	Horn	Schoenjahn
Bacon	Dotzler	Houser	Seng
Bartz	Dvorsky	Jochum	Seymour
Beall	Ernst	Johnson	Smith
Bertrand	Feenstra	Kapucian	Sodders
Black	Fraise	Kettering	Sorenson

Boettger	Greiner	Kibbie	Ward
Bolkcom	Gronstal	Mathis	Whitver
Bowman	Hahn	McCoy	Wilhelm
Chelgren	Hamerlinck	McKinley	Zaun
Courtney	Hancock	Quirnbach	
Danielson	Hatch	Ragan	
Dearden	Hogg	Rielly	

Nays, none.

Absent, 1:

Behn

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 2295, 2303, 2304, 2306, and 2307** be **immediately messaged** to the House.

The Senate stood at ease at 5:35 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 5:44 p.m., President Kibbie presiding.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2279, 2282, 2283, and 2285.

Senate File 2279

On motion of Senator Bolkcom, **Senate File 2279**, a bill for an act relating to credit unions, including methods of voting by credit union members and the board of directors, electronic communications to certain credit union members, the composition of the board of directors, assessment of fees for examination and supervision, limited negotiated disclosures of certain confidential information, treatment of ownership shares, superintendent management authority,

individual development accounts held at credit unions and other financial institutions, and making penalties applicable, was taken up for consideration.

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. 2279), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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

Senate File 2282

On motion of Senator Hancock, **Senate File 2282**, a bill for an act concerning the definitions of “all-terrain vehicle” and “off-road utility vehicle” for purposes of provisions administered by the department of natural resources, was taken up for consideration.

Senator Hancock 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. 2282), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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

Senate File 2283

On motion of Senator Black, **Senate File 2283**, a bill for an act relating to various recreation and conservation activities under the purview of the department of natural resources, providing for repeals, and making penalties applicable, was taken up for consideration.

Senator Black 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. 2283), the vote was:

Yeas, 48:

Anderson	Dix	Hogg	Ragan
Bacon	Dotzler	Horn	Rielly
Beall	Dvorsky	Houser	Schoenjahn
Bertrand	Ernst	Jochum	Seng
Black	Feenstra	Johnson	Seymour
Boettger	Fraise	Kapucian	Smith

Bolkcom	Greiner	Kettering	Sodders
Bowman	Gronstal	Kibbie	Sorenson
Chelgren	Hahn	Mathis	Ward
Courtney	Hamerlinck	McCoy	Whitver
Danielson	Hancock	McKinley	Wilhelm
Dearden	Hatch	Quirnbach	Zaun

Nays, 1:

Bartz

Absent, 1:

Behn

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

Senate File 2285

On motion of Senator Whitver, **Senate File 2285**, 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, was taken up for consideration.

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. 2285), the vote was:

Yeas, 49:

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

Chelgren	Hamerlinck	McKinley	Zaun
Courtney	Hancock	Quirnbach	
Danielson	Hatch	Ragan	
Dearden	Hogg	Rielly	

Nays, none.

Absent, 1:

Behn

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 2279, 2282, 2283, and 2285** 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 2171, 2267, 2288, 2289, 2312, and 2311.

Senate File 2171

On motion of Senator Seng, **Senate File 2171**, a bill for an act relating to third-party payment of services provided by a doctor of chiropractic, was taken up for consideration.

Senator Seng 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. 2171), the vote was:

Yeas, 40:

Anderson	Dearden	Hatch	Quirnbach
Bacon	Dotzler	Hogg	Ragan
Bartz	Dvorsky	Horn	Rielly
Beall	Feenstra	Houser	Schoenjahn

Bertrand	Fraise	Jochum	Seng
Black	Greiner	Johnson	Smith
Bolkcom	Gronstal	Kapucian	Sodders
Bowman	Hahn	Kibbie	Sorenson
Courtney	Hamerlinck	Mathis	Wilhelm
Danielson	Hancock	McCoy	Zaun

Nays, 9:

Boettger	Ernst	Seymour
Chelgren	Kettering	Ward
Dix	McKinley	Whitver

Absent, 1:

Behn

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

Senate File 2267

On motion of Senator Quirnbach, **Senate File 2267**, a bill for an act concerning oversight of schools offering postsecondary educational programs by the college student aid commission and making penalties applicable, was taken up for consideration.

Senator Quirnbach offered amendment **S-5041**, filed by him from the floor to pages 9 and 13 of the bill, and moved its adoption.

Amendment **S-5041** was adopted by a voice vote.

Senator Quirnbach 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. 2267**), the vote was:

Yeas, 49:

Anderson	Dix	Horn	Schoenjahn
Bacon	Dotzler	Houser	Seng
Bartz	Dvorsky	Jochum	Seymour
Beall	Ernst	Johnson	Smith
Bertrand	Feenstra	Kapucian	Sodders
Black	Fraise	Kettering	Sorenson
Boettger	Greiner	Kibbie	Ward

Bolkcom	Gronstal	Mathis	Whitver
Bowman	Hahn	McCoy	Wilhelm
Chelgren	Hamerlinck	McKinley	Zaun
Courtney	Hancock	Quirnbach	
Danielson	Hatch	Ragan	
Dearden	Hogg	Rielly	

Nays, none.

Absent, 1:

Behn

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

Senate File 2288

On motion of Senator Hancock, **Senate File 2288**, a bill for an act relating to requirements for drivers of vehicles at railroad grade crossings upon the approach or presence of railroad track equipment, and making a penalty applicable, was taken up for consideration.

Senator Hancock 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. 2288), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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

Senate File 2289

On motion of Senator Hatch, **Senate File 2289**, a bill for an act relating to the Iowa disaster aid individual assistance grant program administered by the department of human services, was taken up for consideration.

Senator Hatch 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. 2289), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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

Senate File 2312

On motion of Senator Hatch, **Senate File 2312**, a bill for an act relating to persons with mental health illnesses and substance-related disorders, was taken up for consideration.

Senator Hatch 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. 2312), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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

Senate File 2311

On motion of Senator Rielly, **Senate File 2311**, a bill for an act revising provisions affecting the administration of the department of agriculture and land stewardship, including associated regulations and licensing, as it relates to biofuels, weather and market information, internet publications, soil and water conservation, feed, vaccinations, tuberculosis, brucellosis, classical swine fever, Johnne's disease, treatment for sheep, branding, manufactured articles, grain, pesticides, coal mining, and weights and measures, making penalties applicable, and including applicability provisions, was taken up for consideration.

Senator Rielly 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. 2311), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Behn

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 2171, 2267, 2288, 2289, 2311, and 2312** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 6:29 p.m. until 9:00 a.m., Tuesday, March 6, 2012.

APPENDIX**CERTIFICATES OF RECOGNITION**

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

Neva Baehne, Charles City—For celebrating her 90th birthday. Senator Bartz (3/5/12).

Pearl Boyer, Charles City—For celebrating her 100th birthday. Senator Bartz (3/5/12).

John Geater, Vinton—For celebrating his 90th birthday. Senator Kapucian (3/5/12).

Tylar Goddard, Chariton—For achieving the rank of Eagle Scout, Troop 149. Senator McKinley (3/5/12).

Pauline Hofmeister, Osage—For celebrating her 95th birthday. Senator Bartz (3/5/12).

Robert and Wilma Hughes, Charles City—For celebrating their 60th wedding anniversary. Senator Bartz (3/5/12).

Mena Johnson, Northwood—For celebrating her 95th birthday. Senator Bartz (3/5/12).

Irvin and Betty Junge, Keystone—For celebrating their 65th wedding anniversary. Senator Kapucian (3/5/12).

Celia Kaiser, Charles City—For celebrating her 85th birthday. Senator Bartz (3/5/12).

Maynard and Lorraine Kingery, Charles City—For celebrating their 65th wedding anniversary. Senator Bartz (3/5/12).

Beulah Mohler, Toledo—For celebrating her 95th birthday. Senator Kapucian (3/5/12).

Joseph Morrett, Chariton—For achieving the rank of Eagle Scout, Troop 149. Senator McKinley (3/5/12).

Muscatine Girl Scout Service Unit 836—To congratulate them on their 100th anniversary. Senator Hahn (3/5/12).

Don and Ruth Rowe, Fredericksburg—For celebrating their 50th wedding anniversary. Senator Bartz (3/5/12).

Mel Schilling (Mr. Hy-Vee), Charles City—For celebrating his 89th birthday. Senator Bartz (3/5/12).

Ethel Smith, Chariton—For celebrating her 95th birthday. Senator McKinley (3/5/12).

Doris Snyder, Wellsburg—For celebrating her 95th birthday. Senator Kapucian (3/5/12).

Marjorie Staudt, Charles City—For celebrating her 85th birthday. Senator Bartz (3/5/12).

Palmen and Wava Valder, Lake Mills—For celebrating their 70th wedding anniversary. Senator Bartz (3/5/12).

Kenneth and Marlene White, Chariton—For celebrating their 75th wedding anniversary. Senator McKinley (3/5/12).

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Monday, March 5, 2012, 3:00 p.m.

Members Present: Dvorsky, Chair; McCoy, Vice Chair; Dix, Ranking Member; Bartz, Black, Boettger, Bolkcom, Danielson, Dotzler, Fraise, Hancock, Hatch, Hogg, Houser, Jochum, Johnson, Kapucian, Kettering, Ragan, Schoenjahn, and Seymour.

Members Absent: None.

Committee Business: Approved SSB 3181 as amended.

Recessed: 3:05 p.m.

Reconvened: 4:30 p.m.

Adjourned: 4:35 p.m.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2009

JUDICIARY: Fraise, Chair; Dvorsky and Sorenson

House File 2215

JUDICIARY: Fraise, Chair; Boettger and Dvorsky

House File 2230

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

House File 2285

STATE GOVERNMENT: Horn, Chair; Chelgren and Dearden

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 5th day of March, 2012.

Senate File 2170.

MICHAEL E. MARSHALL
Secretary of the Senate

GOVERNOR'S ITEM VETO MESSAGE

March 2, 2012

The Honorable John P. Kibbie
President of the Senate
State Capitol
Des Moines, Iowa 50319

Dear Mr. President:

I hereby transmit [Senate File 2071](#), an Act relating to and making supplemental appropriations for fiscal year beginning July 1, 2011, and including effective dates.

[Senate File 2071](#) is, therefore, signed on this date with the following exception, which I hereby disapprove.

I am unable to approve the item designated as Section 1 in its entirety. This item reduces fiscal year 2012 state appropriations for utility expenses in most departments of state government by \$1,000,000. This reduction is not currently necessary as our budgeting practices have restored predictability and stability to the state budget.

For the above reasons, I respectfully disapprove the designated item in accordance with Article III, Section 16, of the Constitution of the State of Iowa. All other items in [Senate File 2071](#) are hereby approved as of this date.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

S-5041	S.F.	2267	Herman C. Quirnbach
S-5042	S.F.	2313	Pam Jochum