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**STATE OF IOWA**

**Senate Journal**

**THURSDAY, MARCH 29, 2012**

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# JOURNAL OF THE SENATE

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EIGHTY-FIRST CALENDAR DAY  
FORTY-EIGHTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Thursday, March 29, 2012

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

Prayer was offered by a Quartet from the University of Northern Iowa in Cedar Falls, Iowa. They were the guests of Senator Danielson.

## PLEDGE OF ALLEGIANCE

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

The Journal of Wednesday, March 28, 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 March 28, 2012, **passed** the following bills in which the concurrence of the House was asked:

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

**Senate File 2137**, a bill for an act relating to certain property taxes for joint county-city buildings and including applicability provisions.

ALSO: That the House has on March 28, 2012, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

**House File 2228**, a bill for an act relating to requirements for a motor vehicle operator to have control of the vehicle at all times and to reduce speed in specific situations.

**House File 2369**, a bill for an act relating to the issuance of a burial transit permit.

**House File 2390**, a bill for an act relating to obscene material, commercial sexual activity, and human trafficking, and providing penalties and making penalties applicable.

ALSO: That the House has on March 28, 2012, **amended and passed** the following bills in which the concurrence of the Senate is asked:

**Senate File 2317**, a bill for an act relating to the issuance of hunting and fishing licenses and providing for fees. (S-5152)

**Senate File 2237**, a bill for an act concerning the frequency of reporting and distribution of proceeds requirements for certain qualified organizations licensed to conduct social and charitable gambling. (S-5153)

ALSO: That the House has on March 28, 2012, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

**House File 2292**, a bill for an act relating to confinement feeding operations confining fish, and making penalties applicable. (S-5154)

#### RECESS

On motion of Senator Gronstal, the Senate recessed at 9:14 a.m. until the completion of a meeting of the committee on Rules and Administration.

#### RECONVENED

The Senate reconvened at 9:19 a.m., President Kibbie presiding.

#### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:20 a.m. until 1:00 p.m., Monday, April 2, 2012.

## APPENDIX

### CERTIFICATES OF RECOGNITION

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

SPC Brianna Alva, Davenport—For placing first in the Female Military Light Division of the 23<sup>rd</sup> Annual Bataan Memorial Death March as a member of the Iowa Army National Guard's Team Marilyn Gabbard. Senator Ernst (3/29/12).

SPC Rachele Feil, Dubuque—For placing first in the Female Military Light Division of the 23<sup>rd</sup> Annual Bataan Memorial Death March as a member of the Iowa Army National Guard's Team Marilyn Gabbard. Senator Ernst (3/29/12).

SSG Lani Hefel, Ankeny—For placing first in the Female Military Light Division of the 23<sup>rd</sup> Annual Bataan Memorial Death March as a member of the Iowa Army National Guard's Team Marilyn Gabbard. Senator Ernst (3/29/12).

SGT Torey Lasater, Conrad—For placing first in the Female Military Light Division of the 23<sup>rd</sup> Annual Bataan Memorial Death March as a member of the Iowa Army National Guard's Team Marilyn Gabbard. Senator Ernst (3/29/12).

PFC Allison McCready, Cedar Falls—For placing first in the Female Military Light Division of the 23<sup>rd</sup> Annual Bataan Memorial Death March as a member of the Iowa Army National Guard's Team Marilyn Gabbard. Senator Ernst (3/29/12).

### REPORTS OF COMMITTEE MEETINGS

#### APPROPRIATIONS

**Convened:** Thursday, March 29, 2012, 10:30 a.m.

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

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

**Committee Business:** Passed SFs 2284 and 2323.

**Recessed:** 10:35 a.m.

**Reconvened:** 10:50 a.m.

**Adjourned:** 10:55 a.m.

**RULES AND ADMINISTRATION**

**Convened:** Thursday, March 29, 2012, 9:15 a.m.

**Members Present:** Gronstal, Chair; Kibbie, Vice Chair; Behn, Ranking Member; Bartz, Courtney, Danielson, Dearden, Dvorsky, McKinley, Ragan, and Zaun.

**Members Absent:** None.

**Committee Business:** Passed [SR 117](#). Approved governor's appointees.

**Adjourned:** 9:20 a.m.

**WAYS AND MEANS**

**Convened:** Wednesday, March 28, 2012, 3:00 p.m.

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

**Members Absent:** None.

**Committee Business:** Passed SFs 2050, 2168, and 2309. Approved SSBs 3131 and 3196.

**Recessed:** 3:05 p.m.

**Reconvened:** 3:40 p.m.

**Adjourned:** 4:05 p.m.

**INTRODUCTION OF BILLS**

**Senate File 2325**, by committee on Ways and Means, a bill for an act relating to the income tax checkoffs for the child abuse prevention program fund and the veterans trust fund and volunteer fire fighter preparedness fund, and including retroactive applicability provisions.

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

**Senate File 2326**, by committee on Ways and Means, a bill for an act increasing the amount of generating capacity eligible for the renewable energy tax credit.

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

## FINAL COMMITTEE REPORTS OF BILL ACTION

## RULES AND ADMINISTRATION

**Bill Title:** [SENATE RESOLUTION 117](#), a resolution urging Congress and the President of the United States to protect Iowa's Air National Guard units from additional budget cuts.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 11: Gronstal, Kibbie, Behn, Bartz, Courtney, Danielson, Dearden, Dvorsky, McKinley, Ragan, and Zaun. Nays, none. Absent, none.

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

## WAYS AND MEANS

**Bill Title:** [SENATE FILE 2325 \(SSB 3196\)](#), a bill for an act relating to the income tax checkoffs for the child abuse prevention program fund and the veterans trust fund and volunteer fire fighter preparedness fund, and including retroactive applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 15: Bolkcom, Seng, Feenstra, Anderson, Bartz, Black, Chelgren, Dotzler, Hogg, Jochum, Mathis, McCoy, Quirnbach, Smith, and Zaun. Nays, none. Absent, none.

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

## ALSO:

**Bill Title:** \*[SENATE FILE 2326](#) (formerly [SF 2050](#)), a bill for an act increasing the amount of generating capacity eligible for the renewable energy tax credit.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 14: Bolkcom, Seng, Feenstra, Anderson, Bartz, Black, Dotzler, Hogg, Jochum, Mathis, McCoy, Quirnbach, Smith, and Zaun. Nays, 1: Chelgren. Absent, none.

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

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 2326](#), and they were attached to the committee report.

## BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 29, 2012, the Governor approved and transmitted to the Secretary of State the following bill:

**Senate File 2203** – Relating to nonsubstantive Code corrections and including effective date provisions.

### APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

#### BY THE GOVERNOR

#### TERM

COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)  
Anna Hilpipre, Brooklyn 05/01/2012 – 04/30/2015

ENVIRONMENTAL PROTECTION COMMISSION (Sec. 455A.6)  
Cindy Greiman, Garner 03/28/2012 – 04/30/2013  
Max Smith, Knoxville 05/01/2012 – 04/30/2015

LATINO AFFAIRS, COMMISSION OF (Sec. 216A.12)  
Maria Lara, Carlisle 05/01/2012 – 04/30/2016

The appointments were referred to the committee on **Rules and Administration**.

### REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on March 29, 2012:

#### HUMAN RESOURCES

Maria Lara – Commission of Latino Affairs

#### NATURAL RESOURCES AND ENVIRONMENT

Cindy Greiman – Environmental Protection Commission

Max Smith – Environmental Protection Commission

**STATE GOVERNMENT**

Anna Hilpipre – Commission on Community Action Agencies

**AMENDMENTS FILED**

S-5152	S.F.	2317	House
S-5153	S.F.	2237	House
S-5154	H.F.	2292	House