

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, JANUARY 16, 2013

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

THIRD CALENDAR DAY
THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 16, 2013

The Senate met in regular session at 9:01 a.m., President Jochum presiding.

Prayer was offered by Hannah McCulloh, coordinator of the International Student Ministry at Memorial Lutheran Church in Ames, Iowa. She was the guest of Senator Whitver.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Olivia Paschke and Emerson Kleis.

The Journal of Tuesday, January 15, 2013, was approved.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 9:40 a.m., President Jochum presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with [House Concurrent Resolution 2](#), duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and [House Concurrent Resolution 2](#), duly adopted, the joint convention was called to order at 9:45 a.m., President Jochum presiding.

Senator Gronstal moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Jochum declared a quorum present and the joint convention duly organized.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Terry E. Branstad to the Condition of the Iowa Judiciary Message.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Brase, Hart, and Schneider on the part of the Senate, and Representatives Sands, Landon, and Riding on the part of the House.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Honorable Mark S. Cady, Chief Justice of the Iowa Supreme Court, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Hogg, Courtney, and Zumbach on the part of the Senate, and Representatives Baltimore, Garrett, and Dawson on the part of the House.

Secretary of State Matt Schultz, State Treasurer Mike Fitzgerald, Secretary of Agriculture Bill Northey, Auditor of State David A. Vaudt, and Attorney General Tom Miller were escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and the Judges of the Court of Appeals, and the Chief Judges of the District Courts were escorted into the House chamber.

Becky Cady, wife of Chief Justice Cady; his son, Spencer Cady; daughter-in-law Reilly Cady; and guest, former governor Robert E. Ray, were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him into the House chamber.

The committee waited upon Chief Justice Mark S. Cady and escorted him to the Speaker's station.

President Jochum then presented Chief Justice Mark S. Cady who delivered the following Condition of the Judiciary Message:

Madame President, Mr. Speaker, Members of the General Assembly, Governor Branstad, Lt. Governor Reynolds, state officials, colleagues and family, distinguished guests and friends:

The responsibility of the chief justice to appear before this joint assembly each year to report on the condition of the judiciary was made into law by you in 1978. Chief Justice Ward Reynoldson was the first chief justice to perform this task in response to that law. At the beginning of his speech, he quipped that he would have been just as enthusiastic to appear before you had he merely been invited. While I was invited today, I can assure you that I am just as enthusiastic as Chief Justice Reynoldson. I am excited to talk to you because everyone of us in the Iowa Judicial Branch is poised to make the Iowa court system the best, most advanced, and the most responsive court system in the nation. I look forward with hope and promise to working with you to accomplish this goal. As we have proven in the past, a great vision can become a reality when we work together.

When my son was in grade school, I coached his school football team, along with a few other parents. We practiced on the school grounds after dinner in the same grassy area where the children played at recess during the day. One evening, two games into the season, both of which we had lost, I noticed a man and a girl standing off to the side. I spoke with the man, and he told me his daughter suffered from a profound hearing loss and could not hear without her hearing aids, one of which she lost on the field during recess that day. The hearing aid was very small and very expensive. We stopped practice, and the coaches had the boys line up shoulder to shoulder, heads down, and begin walking the field. Within a few minutes, the hearing aid lying in a sea of grass was found—and so too was the recipe for success as a team for the rest of the season and beyond. They all learned that, when all players do their jobs and trust others to do their jobs, success can be achieved. The boys went on to win the rest of their regular season games.

As is often the case, the lessons of our children are our lessons as well. We, the three branches of government, are a team poised for great success, and it is incumbent upon us—its leaders—to forge and implement a plan that achieves this success for all Iowans.

We are partners in this venture because our constitution—properly, I might add—has given you control over the purse strings of this state. My responsibility is twofold:

first, to share with you a vision for our courts that will meet the expectations of Iowans today and into the future; and, second, to provide you with the information you need to make the best and most informed decisions possible for the funding and operation of our courts. This is the process of responsible government. I promise you that I will do everything I can to provide you the information you need. On behalf of the judicial branch staff, we promise to work as hard as we can to make people's lives better and to enhance our state's economic vitality, so that all Iowans feel a sense of pride in the way their government operates and serves them.

In addition to my remarks today, I will continue to communicate with you by maintaining office hours here at the Capitol to answer your questions and expand upon our vision for the improvement of the judicial branch. Also, immediately following today's speech, we invite all of you to join us for a reception in our historic courtroom downstairs.

Since the last time I was before you, the supreme court has continued, and will continue, to hear supreme court proceedings across the state in the spring and fall of every year. We hear these oral arguments in the evening so as many people as possible may attend. The evening sessions also enable court members to meet with Iowans to answer questions and hear their expectations for our court system. The following morning, the members of the court fan out to nearby schools to talk with students, teachers, and administrators. Through our court-on-the road efforts during 2012, we visited five communities as a full court, and individual justices visited 40 schools, colleges, and universities. I would like to take this moment to say "thank you" to all the teachers, principals, school districts, college administrators, and community leaders who have welcomed us into their classrooms and communities. To gain an even broader perspective, I have met with many of Iowa's business leaders who rely so much on our system of fair and impartial courts. Likewise, all members of the court have met with civic groups, business organizations, legislators, local leaders, educators, students, and of course, those individuals who work so hard in the judicial branch on a daily basis. We have learned much from these experiences.

These Iowans have described for us what they expect and need from our courts. This list is fairly straightforward:

- Protect Iowa's children;

- Provide full-time access to justice;

- Operate an efficient, full-service court system;

- Provide faster and less costly resolution of legal disputes;

- Be open and transparent; and

- Provide fair and impartial justice for all.

Let me elaborate, starting with our state's most precious resource.

I. Protect Iowa's Children

Iowans expect the courts to be there for the children of this state. You have assigned this responsibility to us, which we embrace with the care and attention it demands. Young Iowans who turn to crime, or who must cope with shattered families, or who suffer from daily abuse, represent a tragic failing of our society. They also represent potential expenditures of millions, no billions, of future taxpayer dollars if

they end up incarcerated or must be treated for more serious conditions as adults. We save taxpayer dollars when troubled children receive the full and timely services of the juvenile court system. In this critical area, our courts do not just hold juveniles accountable for their actions, we also construct, implement, and monitor a remedy until our assistance is no longer needed. We are not only the emergency room for these struggling children and their families. We are the recovery room and, importantly, the rehabilitation center that follows. At each stage, we need the full complement of resources to do the job right. We all fail if our courts fail our children.

Today, juvenile court judges across the state have chosen to devote their professional lives to making a real difference in the lives of our troubled children. These men and women are dedicated to putting a stop to the otherwise likely cycle of delinquency and adult criminal behavior. They run innovative and inspiring courtrooms devoted to making positive changes in the lives of our children. A great example is our nationally recognized family drug courts that target families with parents who have substance-related disorders. These courts bring together members from the extended family, counselors, and community service providers to help keep children with their families. In the past five years, family drug courts have served 399 families, and 80% of those families are still together. Family drug courts are funded by a federal grant that was recently renewed. Family drug courts in Iowa have reunited families or prevented foster placement for 576 children. All these efforts have saved taxpayers more than \$2 million dollars in its five years of operation. Our family drug courts are examples of proven court innovations and collaborations that benefit our families and taxpayers.

For children who are themselves in trouble with the law, juvenile court officers work closely with our judges to assist children and their families to transform behaviors and attitudes before it's too late. Your court system helps mend the lives of thousands of young Iowans, helping them become good and productive citizens who will positively contribute to our society. Sadly, however, we are far from reaching all of our children and families in need. Sometimes even in the most fundamental ways.

I have visited with juvenile judges and juvenile court officers and learned firsthand that the most important and proven part of their job is to have an early face-to-face conversation with troubled youth. One conversation, between a child and a devoted and trained juvenile court officer asking the right questions, can often identify the underlying problems and help match the needs of the child with the services available in the community. With enough support, the juvenile court officer can then monitor the child's progress through treatment or therapy. We do not have enough juvenile court officers, however, to reach all of our children in need, and too often our first contact with a child is through a letter. That is just wrong. Every child deserves a face-to-face meeting with an assigned juvenile court officer. An impersonal letter from a stranger just does not cut it. We know that with early, personal intervention, more troubled children are saved from a life of crime and lifted out of a world of heartache. With your help this can be done. If we are going to accomplish any lasting good in our lives, we must begin by bringing lasting good to the lives of our children in need.

II. Provide Full-Time Access to Justice

Iowans expect and deserve to have full-time access to justice. Whether it's children in need, or you, your business, or your friends and neighbors who must at some time count on access to court services, it is clear that Iowans expect their government to operate a full-time, full-service, and efficient court system. Currently, all clerk of court offices in Iowa are closed every Tuesday and Thursday afternoon. Closures deny access to Iowans, including those seeking commitment of loved ones for mental illness and substance abuse and people seeking protection from domestic violence. We have all

heard stories about domestic violence victims having to wait for an order of protection because the clerk of court offices are closed. We also know more families in need of mental health services are turning to the courts every year. The number of adult mental health commitment petitions has grown 45 percent in the last decade, while the number of juvenile commitment petitions has grown 93 percent during the same time. When a mental health crisis strikes a family, our courts must be accessible. In addition, closures slow down the processing of child support checks, liens, garnishments, warrants, and other important matters. These closures should end. Iowans deserve and expect all clerk of court offices to be open every day during business hours.

III. Operate an Efficient, Full-Service Court System

The Iowa Judicial Branch does continuously work to improve access to the courts and make operations more efficient. We have made tremendous progress in these efforts in recent years, including, as you are aware, with EDMS—our electronic document management system. With EDMS, we are creating and implementing an efficient paperless court system. This project is on track to be nearly half done by the end of this year. We still have much work to do, and there are many expert and dedicated judicial branch employees making it happen, but it already has become a national model for other states to follow.

Since the first document was successfully filed electronically in the Plymouth County Clerk of Court Office in January 2010, court users have electronically filed nearly one million documents in 15 Iowa counties. We began with a county-by-county approach to implementing EDMS that included extensive training for all court users. In Woodbury County, our first move into a large county over a year ago, Sioux City Police Chief Doug Young says his officers now use and depend on EDMS every day without complaint. EDMS works and quickly passes critical information between the courts and police. I have heard similar reports from Humboldt County Sheriff Dean Kruger and Fort Dodge Police Chief Tim Carmody, who said that with EDMS, his officers receive search warrants and court orders faster than before and there is less administrative paperwork. Now his officers can spend more time out on patrol.

Many EDMS users are self-represented litigants, who can now file from their homes in the evenings when they are off work, or small business owners who do not have to interrupt their work day to race to the courthouse to file a lien or other court document. Judges using EDMS are also more efficient and are now able to prepare for court even when they are in a neighboring county. By the end of this year, we expect to bring EDMS to 30 more counties.

IV. Provide Faster and Less Costly Resolution of Legal Disputes

Iowans expect and deserve timely resolution of their legal disputes. The old axiom “justice delayed is justice denied” is more and more true in our increasingly fast-paced world. I hear repeatedly in my conversations with business community leaders across the state about the importance of resolving disputes quickly and inexpensively so the involved parties can move on. Often, the time waiting for a resolution can be time when capital is not invested, new employees are not hired, or economic development is put on hold. While EDMS will help, our court system is still plagued with costly, frustrating, and unnecessary delays. Technology can only do so much for a justice system. We have learned that potential efficiencies in our court system quickly fall out of reach without sufficient personnel. Too many times, a case must be rescheduled because a judge is without some essential staff to allow the case to proceed. I have personally called lawyers to apologize for this unfortunate circumstance and for the additional costs. In peoples’ lives, one courtroom delay is one too many. This is not how a justice system

should operate, and it is not what Iowa litigants should endure. We can only have a full-service court system if our judges have the support they need to run an efficient courtroom.

This leads me to a related point. We are trying to operate our branch of government as any efficient, successful business or organization would operate, and we must pay competitive salaries to our judges and magistrates that reward superior performance, sustain committed service, and compete in the marketplace. We all know that adequate employee compensation is essential in any successful operation, including the operation of our courts.

Iowans expect our courts to give users more options to resolve civil disputes in a way that meets the changing needs of the 21st Century and provide better, faster, and less costly court services. Twelve months ago I spoke with you about the importance of a fair and predictable justice system to economic development in Iowa. Since that time, business owners from around the state continue to share their vision for a modern and responsive court system. We are moving forward with two innovations to provide faster and less expensive dispute resolution. First, we are in the process of streamlining the civil justice system by developing another track litigants can select that will reduce the costly and time-consuming discovery disputes that often accompany litigation. This track of litigation will offer users a means to obtain a less costly and more prompt resolution of legal disputes.

Second, we recently approved a pilot project to establish business courts in Iowa. Our Civil Justice Reform Task Force studied this exciting concept, and we have thoroughly discussed the project with many groups of Iowans, including business leaders. Importantly, our business courts will be staffed by judges specially trained in the complex issues facing businesses in our modern economy. These judges will offer commercial litigants the expertise needed and desired when courts are asked to resolve their disputes in a fair, efficient manner. Our business courts will spotlight the integrity and ingenuity of all the courts throughout Iowa as another example of the commitment by our court system to treat all litigants and their claims with respect and understanding. By relocating these complex litigation cases to a separate docket, other civil cases may proceed more efficiently. Additionally, we expect business courts to help all Iowans by contributing an important piece to the new wave of economic confidence in Iowa as a place to grow and prosper. We all can agree that America's core strength is its innovation, its ideas. Courts are a part of this innovation too.

V. Be Open and Transparent

Iowans demand the courts, as well as all of state government, to be open and transparent. As you know, the strength of our democracy requires well-informed citizens. The strength and effectiveness of our court system depends on public confidence in the courts. To this end, the Iowa Judicial Branch has been a national leader in allowing audio, photographic, and video coverage of the courts. Our rules governing media coverage are carefully designed to prevent disruption of the court hearing and to safeguard the rights of litigants to a fair trial and appeal.

These rules have worked well for many years. However, they have become outdated by smart phones and new ways of communication such as blogging and twitter. In response, the supreme court created a committee of journalists and court users to update the rules to address the new media covering our government. Working together we will be able to allow all Iowans, especially the next generation, to see for themselves how our justice system works for them. As we have in the past, we welcome transparency. It is a critical part of our future success because it enhances public understanding of our courts.

VI. Provide Fair and Impartial Justice for All

Iowans demand our courts provide fair and impartial justice for all. Through the judicial merit selection process, our courts continue to be free from political influence and provide fair and impartial justice to all Iowans. Our judges make decisions based on the facts of a case and the rule of law, not their personal beliefs or popular opinion. Allegiance to the law is the very core of our judicial system, embodied in our oath as judges and our rules of ethics, and it is our pledge to all Iowans. While some may disagree with the court's work from time to time, it is our hope that this pledge will always be visible in all our work. We must be devoted to fair and impartial courts because it is an important component in our future success as a state.

Throughout the last year, I have listened carefully to Iowans across this great state. These thoughtful voices continue to resonate today, and the caring faces of Iowans guide us in our commitment to our system of justice. I pledge to you that we will continue to engage all Iowans in conversations about the needs and expectations for our courts.

I stand before you today as the voice for our judicial branch of government, as the voice of the judicial branch staff who are "all in" to make our court system the best in the country. I am also the voice for the hundreds of thousands of court users in Iowa, including those Iowans suffering from mental illness and drug addiction. I am the voice for a committed and caring profession that relies on our court system in representing Iowans. I am the voice for victims of crime and victims of injustice; the voice for the accused; the voice for families torn apart; the voice for our troubled children who depend on our courts for their safety and success; and the voice for all those who believe, as I believe, that our courts must have a strong foundation for each generation to build on and flourish.

Together, we are the voice for Iowans. We must work to deliver on the grand vision of our forefathers—that the government they created will be the government operated by each generation to always make the lives of Iowans the healthiest, happiest, and most prosperous possible. It is a vision only today's leaders can deliver. The cause is just. So, today, I stand before you with this vision of a court system reaching its greatest potential, and with the information you need to help make that a reality.

Let today be a beginning when we walk together as my son and his teammates did, shoulder to shoulder. Let us work together to advance a just cause, to reach our greatest potential.

Thank you.

Chief Justice Mark S. Cady was escorted from the House chamber by the committee previously appointed.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

Representative Upmeyer moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:40 a.m. until 9:00 a.m., Thursday, January 17, 2013.

APPENDIX

STANDING COMMITTEES APPOINTED

The Majority and Minority Leaders announced the following appointments to the standing committees of the Senate for the Eighty-fifth General Assembly, 2013 session:

*Vice Chair
**Ranking Member

AGRICULTURE—13 Members

Seng, Chair	Black	Greiner	Houser
Taylor*	Bowman	Guth	Kapucian
Zumbach**	Brase	Hart	Sodders
Beall			

APPROPRIATIONS—21 Members

Dvorsky, Chair	Courtney	Kapucian	Schoenjahn
Danielson*	Dotzler	Mathis	Segebart
Whitver**	Ernst	McCoy	Smith
Black	Guth	Petersen	
Boettger	Hatch	Ragan	
Bolkcom	Hogg	Rozenboom	

COMMERCE—15 Members

McCoy, Chair	Bertrand	Hatch	Seng
Petersen*	Bolkcom	Mathis	Sinclair
Anderson**	Breitbach	Schneider	Wilhelm
Beall	Chapman	Schoenjahn	

ECONOMIC GROWTH/REBUILD IOWA—15 Members

Sodders, Chair	Chelgren	Hatch	Taylor
Bowman*	Danielson	Houser	Whitver
Chapman**	Dotzler	Mathis	Wilhelm
Behn	Hart	Schneider	

EDUCATION—15 Members

Quirnbach, Chair	Behn	Hart	Sinclair
Schoenjahn*	Boettger	Hogg	Wilhelm
Ernst**	Bowman	Johnson	Zaun
Beall	Dvorsky	Mathis	

ETHICS—6 Members

Horn, Chair Dearden*	Greiner** Behn	Seng	Whitver
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GOVERNMENT OVERSIGHT—5 Members

Petersen, Chair Schoenjahn*	Sorenson**	Greiner	McCoy
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HUMAN RESOURCES—13 Members

Ragan, Chair Wilhelm* Johnson** Boettger	Bolkcom Dotzler Ernst	Hatch Jochum Mathis	Quirnbach Segebart Whitver
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JUDICIARY—13 Members

Hogg, Chair Courtney* Schneider** Boettger	Dvorsky Horn Petersen	Quirnbach Sodders Sorenson	Taylor Whitver Zaun
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LABOR AND BUSINESS RELATIONS—11 Members

Horn, Chair Dearden* Houser**	Anderson Brase Chapman	Dix Dotzler Hatch	Seng Sodders
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LOCAL GOVERNMENT—11 Members

Wilhelm, Chair Brase* Sinclair**	Chelgren Dvorsky Guth	Hart Quirnbach Schoenjahn	Taylor Zaun
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NATURAL RESOURCES AND ENVIRONMENT—13 Members

Dearden, Chair Black* Greiner** Bolkcom	Brase Breitbach Hogg	Johnson Ragan Rozenboom	Schoenjahn Seng Zumbach
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RULES AND ADMINISTRATION—11 Members

Gronstal, Chair Jochum* Dix**	Bertrand Courtney Dearden	Dvorsky Ernst Ragan	Rozenboom Sodders
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STATE GOVERNMENT—15 Members

Danielson, Chair	Bowman	Feenstra	Smith
Jochum*	Chapman	Horn	Sodders
Sorenson**	Courtney	McCoy	Whitver
Anderson	Dearden	Petersen	

TRANSPORTATION—13 Members

Bowman, Chair	Brase	Dearden	McCoy
Beall*	Breitbach	Dvorsky	Taylor
Kapucian**	Danielson	Feenstra	Zumbach
Behn			

VETERANS AFFAIRS—11 Members

Beall, Chair	Black	Hart	Schneider
Danielson*	Chelgren	Horn	Sodders
Rozenboom**	Ernst	Ragan	

WAYS AND MEANS—15 Members

Bolkcom, Chair	Bertrand	Hogg	Quirnbach
Seng*	Black	Jochum	Schneider
Feenstra**	Chapman	McCoy	Smith
Behn	Dotzler	Petersen	

SENATE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION

Mathis, Chair	Guth**	Ernst
Danielson*	Brase	

AGRICULTURE AND NATURAL RESOURCES

Black, Chair	Rozenboom**	Wilhelm
Dearden*	Greiner	

ECONOMIC DEVELOPMENT

Dotzler, Chair	Boettger**	Seng
Hart*	Schneider	

EDUCATION

Schoenjahn, Chair	Smith**	Sinclair
Horn*	Quirnbach	

HEALTH AND HUMAN SERVICES

Hatch, Chair	Segebart**	Johnson
Ragan*	Bolkcom	

JUSTICE SYSTEM

Courtney, Chair	Chapman**	Taylor
Hogg*	Chelgren	

TRANSPORTATION, INFRASTRUCTURE AND CAPITALS

McCoy, Chair	Kapucian**	Bowman
Beall*	Anderson	

SENATORS AND THEIR RESPECTIVE COMMITTEES

ANDERSON, Bill	Commerce, Ranking Member Labor and Business Relations State Government Transportation, Infrastructure, and Capitals Appropriations Subcommittee
BEALL, Daryl	Agriculture Commerce Education Transportation, Vice Chair Veterans Affairs, Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair
BEHN, Jerry	Economic Growth/Rebuild Iowa Education Ethics Transportation Ways and Means
BERTRAND, Rick	Commerce Rules and Administration Ways and Means
BLACK, Dennis H.	Agriculture Appropriations Natural Resources and Environment, Vice Chair Veterans Affairs Ways and Means Agriculture and Natural Resources Appropriations Subcommittee, Chair
BOETTGER, Nancy J.	Appropriations Education Human Resources Judiciary Economic Development Appropriations Subcommittee, Ranking Member
BOLKCOM, Joe	Appropriations

	<ul style="list-style-type: none"> Commerce Human Resources Natural Resources and Environment Ways and Means, Chair Health and Human Services Appropriations Subcommittee
BOWMAN, Tod	<ul style="list-style-type: none"> Agriculture Economic Growth/Rebuild Iowa, Vice Chair Education State Government Transportation, Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee
BRASE, Chris	<ul style="list-style-type: none"> Agriculture Labor and Business Relations Local Government, Vice Chair Natural Resources and Environment Transportation Administration and Regulation Appropriations Subcommittee
BREITBACH, Michael	<ul style="list-style-type: none"> Commerce Natural Resources and Environment Transportation
CHAPMAN, Jake	<ul style="list-style-type: none"> Commerce Economic Growth/Rebuild Iowa, Ranking Member Labor and Business Relations State Government Ways and Means Justice System Appropriations Subcommittee, Ranking Member
CHELGREN, Mark	<ul style="list-style-type: none"> Economic Growth/Rebuild Iowa Local Government Veterans Affairs Justice System Appropriations Subcommittee
COURTNEY, Thomas	<ul style="list-style-type: none"> Appropriations Judiciary, Vice Chair Rules and Administration State Government Justice System Appropriations Subcommittee
DANIELSON, Jeff	<ul style="list-style-type: none"> Appropriations, Vice Chair Economic Growth/Rebuild Iowa State Government, Chair Transportation

	Veterans Affairs, Vice Chair Administration and Regulation Appropriations Subcommittee, Vice Chair
DEARDEN, Dick	Ethics, Vice Chair Labor and Business Relations, Vice Chair Natural Resources and Environment, Chair Rules and Administration State Government Transportation Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair
DIX, Bill	Labor and Business Relations Rules and Administration, Ranking Member
DOTZLER, William	Appropriations Economic Growth/Rebuild Iowa Human Resources Labor and Business Relations Ways and Means Economic Development Appropriations Subcommittee, Chair
DVORSKY, Robert	Appropriations, Chair Education Judiciary Local Government Rules and Administration Transportation
ERNST, Joni	Appropriations Education, Ranking Member Human Resources Rules and Administration Veterans Affairs Administration and Regulation Appropriations Subcommittee
FEENSTRA, Randy	State Government Transportation Ways and Means, Ranking Member
GREINER, Sandra	Agriculture Ethics, Ranking Member Government Oversight Natural Resources and Environment, Ranking Member Agriculture and Natural Resources Appropriations Subcommittee

GRONSTAL, Michael	Rules and Administration, Chair
GUTH, Dennis	Agriculture Appropriations Local Government Administration and Regulation Appropriations Subcommittee, Ranking Member
HART, Rita	Agriculture Economic Growth/Rebuild Iowa Education Local Government Veterans Affairs Economic Development Appropriations Subcommittee, Vice Chair
HATCH, Jack	Appropriations Commerce Economic Growth/Rebuild Iowa Human Resources Labor and Business Relations Health and Human Services Appropriations Subcommittee, Chair
HOGG, Robert	Appropriations Education Judiciary, Chair Natural Resources and Environment Ways and Means Justice System Appropriations Subcommittee, Vice Chair
HORN, Wally	Ethics, Chair Judiciary Labor and Business Relations, Chair State Government Veterans Affairs Education Appropriations Subcommittee, Vice Chair
HOUSER, Hubert.	Agriculture Economic Growth/Rebuild Iowa Labor and Business Relations, Ranking Member
JOCHUM, Pam	Human Resources Rules and Administration, Vice Chair State Government, Vice Chair Ways and Means

JOHNSON, David	Education Human Resources, Ranking Member Natural Resources and Environment Health and Human Services Appropriations Subcommittee
KAPUCIAN, Tim	Agriculture Appropriations Transportation, Ranking Member Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member
MATHIS, Liz	Appropriations Commerce Economic Growth/Rebuild Iowa Education Human Resources Administration and Regulation Appropriations Subcommittee, Chair
McCOY, Matt	Appropriations Commerce, Chair Government Oversight State Government Transportation Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair
PETERSEN, Janet	Appropriations Commerce, Vice Chair Government Oversight, Chair Judiciary State Government Ways and Means
QUIRMBACH, Herman	Education, Chair Human Resources Judiciary Local Government Ways and Means Education Appropriations Subcommittee
RAGAN, Amanda	Appropriations Human Resources, Chair Natural Resources and Environment Rules and Administration Veterans Affairs Health and Human Services Appropriations Subcommittee, Vice Chair

ROZENBOOM, Ken	Appropriations Natural Resources and Environment Rules and Administration Veterans Affairs, Ranking Member Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member
SCHNEIDER, Charles	Commerce Economic Growth/Rebuild Iowa Judiciary, Ranking Member Veterans Affairs Ways and Means Economic Development Appropriations Subcommittee
SCHOENJAHN, Brian	Appropriations Commerce Education, Vice Chair Government Oversight, Vice Chair Local Government Natural Resources and Environment Education Appropriations Subcommittee, Chair
SEGEBART, Mark	Appropriations Human Resources Health and Human Services Appropriations Subcommittee, Ranking Member
SENG, Joe	Agriculture, Chair Commerce Ethics Labor and Business Relations Natural Resources and Environment Ways and Means, Vice Chair Economic Development Appropriations Subcommittee
SINCLAIR, Amy	Commerce Education Local Government, Ranking Member Education Appropriations Subcommittee
SMITH, Roby	Appropriations State Government Ways and Means Education Appropriations Subcommittee, Ranking Member
SODDERS, Steven	Agriculture Economic Growth/Rebuild Iowa, Chair Judiciary

	Labor and Business Relations Rules and Administration State Government Veterans Affairs
SORENSEN, Kent	Government Oversight, Ranking Member Judiciary State Government, Ranking Member
TAYLOR, Rich	Agriculture, Vice Chair Economic Growth/Rebuild Iowa Judiciary Local Government Transportation Justice System Appropriations Subcommittee
WHITVER, Jack	Appropriations, Ranking Member Economic Growth Ethics Human Resources Judiciary State Government
WILHELM, Mary Jo	Commerce Economic Growth/Rebuild Iowa Education Human Resources, Vice Chair Local Government, Chair Agriculture and Natural Resources Appropriations Subcommittee,
ZAUN, Brad	Education Judiciary Local Government
ZUMBACH, Dan	Agriculture, Ranking Member Natural Resources and Environment Transportation

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

Iowa Reading Research Center Final Report, pursuant to 2012 Iowa Acts, [SF 2284](#), section 32(3). Report received January 15, 2013.

Early ACCESS Council Report. Report received on January 16, 2013.

Disaster Waiver Report, pursuant to Iowa Code 256.9(59). Report received on January 16, 2013.

JUDICIAL BRANCH

Enhanced Court Collections Fund Report, pursuant to 2012 Iowa Acts, [HF 2338](#), section 8. Report received on January 16, 2013.

Court Technology and Modernization Fund Report, pursuant to 2012 Iowa Acts, [HF 2338](#), section 8. Report received on January 16, 2013.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Financial Evaluation Report, pursuant to 2010 Iowa Acts, [HF 2518](#), section 44(16). Report received on January 16, 2013.

DEPARTMENT OF PUBLIC HEALTH

Annual Obstretical Care in Iowa Report, pursuant to Iowa Code section 135.11(16). Report received on January 16, 2013.

Problem Gambling Treatment and Prevention Report, pursuant to Iowa Code section 135.150(2). Report received on January 16, 2013.

Iowa Youth Suicide Prevention Program Progress Report, pursuant to 2012 Iowa Acts, [HF 2465](#), section 8(2). Report received on January 16, 2013.

BOARD OF REGENTS

Grow Iowa Values Fund Report, pursuant to Iowa Code section 15G.111(5)(c). Report received on January 16, 2013.

Technology Transfer and Economic Development Report, pursuant to 2005 Iowa Acts, [HF 809](#), section 13 and 2006 Iowa Acts, [HF 2459](#), section 14. Report received on January 16, 2013.

Regents Innovation Fund Report, pursuant to Iowa Code section 1136.17(14). Report received on January 16, 2013.

Patents and Licenses Report, pursuant to Iowa Code 262B.3(3). Report received on January 16, 2013.

TREASURE OF STATE

Tobacco Settlement Authority Report, pursuant to Iowa Code 12E.15. Report received on January 16, 2013.

IOWA VETERANS HOME

Post-Traumatic Stress Dual Diagnosis Treatment Program Study Report, pursuant to 2012 Iowa Acts, [SF 2245](#), section 1(2). Report received on January 16, 2013.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage reports for FY 2012, pursuant to Iowa Code section 8D.10, were received from the following agencies:

DEPARTMENT OF CULTURAL AFFAIRS – Report received on January 16, 2013.

DEPARTMENT OF EDUCATION – Report received on January 16, 2013.

CERTIFICATES OF RECOGNITION

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

Brady Garden, Charles City – For achieving the rank of Eagle Scout, Troop 1087. Senator Wilhelm.

Tom Roberts, Lime Springs – For achieving the rank of Eagle Scout, Troop 121. Senator Wilhelm.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, January 15, 2013, 2:35 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Dvorsky, Horn, Petersen, Quirnbach, Soddors, Sorenson, Taylor, Whitver, and Zaun.

Members Absent: Boettger (excused).

Committee Business: Organizational meeting.

Adjourned: 2:45 p.m.

TRANSPORTATION

Convened: Tuesday, January 15, 2013, 1:30 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach.

Members Absent: None.

Committee Business: Adoption of rules and introductions.

Adjourned: 1:50 p.m.

VETERANS AFFAIRS

Convened: Wednesday, January 16, 2013, 2:05 p.m.

Members Present: Beall, Chair; Rozenboom, Ranking Member; Chelgren, Ernst, Hart, Horn, Ragan, Schneider, and Soddors.

Members Absent: Danielson, Vice Chair; and Black (both excused).

Committee Business: Introductions and approval of rules.

Adjourned: 2:05 p.m.

INTRODUCTION OF BILLS

[Senate File 12](#), by Danielson, a bill for an act relating to area health education centers, creating an area health education centers fund, and providing an appropriation.

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

[Senate File 13](#), by Anderson, a bill for an act prohibiting gender-selection abortions, and providing penalties.

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

[Senate File 14](#), by Anderson, a bill for an act relating to abortion-inducing drug safety and providing penalties.

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

[Senate File 15](#), by Mathis, a bill for an act relating to bidding for purchases through a competitive bidding process by the state or political subdivisions.

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

STUDY BILLS RECEIVED

SSB 1019 Transportation

Relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions.

SSB 1020 Transportation

Relating to the renewal of driver's licenses electronically and including effective date provisions.

SSB 1021 Transportation

Relating to the filing of a certificate of deposit by the owner of a motor vehicle as proof of financial responsibility.

SSB 1022 Economic Growth/Rebuild Iowa

Relating to the transfer of moneys to a fund established by the economic development authority and including effective date and retroactive applicability provisions.

SSB 1023 Economic Growth/Rebuild Iowa

Relating to the termination of the targeted small business financial assistance program and making appropriations for assistance to targeted small businesses.

SSB 1024 Economic Growth/Rebuild Iowa

Providing for a small employer health insurance tax credit for individual and corporate income taxpayers and including retroactive applicability provisions.

SSB 1025 **Economic Growth/Rebuild Iowa**

Relating to the administration of duties and programs by the economic development authority.

SSB 1026 **Judiciary**

Relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant.

SSB 1027 **Judiciary**

Requiring a person receiving a deferred judgment for or convicted of an aggravated misdemeanor to submit a DNA sample and including effective date provisions.

SSB 1028 **Judiciary**

Requiring a person convicted of or receiving a deferred judgment for an aggravated misdemeanor to submit a DNA sample and including effective date provisions.

SSB 1029 **Judiciary**

Relating to the excise tax on unlawful dealing in certain substances by adding new taxable substances and tax rates, modifying the taxation and rates of currently taxable substances, and making penalties applicable.

SSB 1030 **Judiciary**

Providing that certain activities relating to business opportunity promotions are unlawful practices punishable as consumer fraud and making a penalty applicable.

SSB 1031 **Judiciary**

Relating to authorization procedures for certain county projects involving real property.

SSB 1032 **Judiciary**

Relating to the requirement that creditors provide notice of the availability of counseling and mediation services to homeowners facing foreclosure.

SSB 1033 **Judiciary**

Establishing the department of homeland security and emergency management.

SSB 1034 **Judiciary**

Relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

SSB 1035 **Judiciary**

Relating to the nomination and appointment of district judges.

SSB 1036 **Judiciary**

Relating to the governor's office of drug control policy and certain advisory councils.

SSB 1037 **Judiciary**

Relating to donations and charitable contributions in a criminal proceeding.

SSB 1038 **Judiciary**

Relating to the waiting period before the granting of a decree dissolving a marriage.

SSB 1039 **Judiciary**

Relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, making appropriations, and providing for a fee.

SSB 1040 **Judiciary**

Relating to the consumer credit code by providing for increases in monetary limits applicable to motor vehicle-related credit transactions and amending the incorporation date for references to the federal Truth in Lending Act.

SSB 1041 **Judiciary**

Providing access to child abuse records in juvenile court and the prosecution of certain youthful offenders.

SSB 1042 **Judiciary**

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

SSB 1043 **Judiciary**

Relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

SSB 1044 **Judiciary**

Relating to the appointment and removal of clerks of the district court.

SSB 1045 **Judiciary**

Relating to the controlled substance of marijuana, providing a penalty, and including an effective date provision.

SSB 1046 **Ways and Means**

Relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

SSB 1047 **Commerce**

Establishing data security compliance requirements in relation to payment card transactions, and providing penalties.

SSB 1048 **Commerce**

Exempting internet protocol-enabled service from the regulatory authority of the utilities board of the utilities division of the department of commerce.

SSB 1049 **Commerce**

Concerning applications for liquor control licenses and micro-distilled spirits, beer, and wine permits.

SSB 1050 **Commerce**

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

SSB 1051 **Commerce**

Increasing civil penalties applicable to specified pipeline safety violations.

SSB 1052 **Commerce**

Relating to credit for reinsurance, including transition, applicability, and effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 7**

NATURAL RESOURCES AND ENVIRONMENT: Hogg, Chair; Breitbach and Schoenjahn

Senate File 8

COMMERCE: Schoenjahn, Chair; Chapman and Petersen

[Senate File 9](#)

JUDICIARY: Sodders, Chair; Schneider and Taylor

[Senate File 10](#)

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

[Senate File 11](#)

TRANSPORTATION: Danielson, Chair; Behn and Dearden

[SSB 1019](#)

TRANSPORTATION: Bowman, Chair; Danielson and Zumbach

[SSB 1020](#)

TRANSPORTATION: Bowman, Chair; Feenstra and McCoy

[SSB 1021](#)

TRANSPORTATION: Danielson, Chair; Beall and Breitbach

[SSB 1022](#)

ECONOMIC GROWTH/REBUILD IOWA: Danielson, Chair; Wilhelm and Chelgren

[SSB 1023](#)

ECONOMIC GROWTH/REBUILD IOWA: Sodders, Chair; Hart and Behn

[SSB 1024](#)

ECONOMIC GROWTH/REBUILD IOWA: Hatch, Chair; Bowman and Whitver

[SSB 1025](#)

ECONOMIC GROWTH/REBUILD IOWA: Dotzler, Chair; Taylor and Chapman

[SSB 1026](#)

JUDICIARY: Sodders, Chair; Horn and Sorenson

[SSB 1027](#)

JUDICIARY: Sodders, Chair; Courtney and Whitver

[SSB 1028](#)

JUDICIARY: Sodders, Chair; Courtney and Whitver

[SSB 1029](#)

JUDICIARY: Petersen, Chair; Hogg and Whitver

[SSB 1030](#)

JUDICIARY: Petersen, Chair; Taylor and Schneider

[SSB 1031](#)

JUDICIARY: Petersen, Chair; Quirnbach and Schneider

[SSB 1032](#)

JUDICIARY: Dvorsky, Chair; Taylor and Zaun

[SSB 1033](#)

JUDICIARY: Hogg, Chair; Taylor and Schneider

[SSB 1034](#)

JUDICIARY: Hogg, Chair; Courtney and Schneider

[SSB 1035](#)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

[SSB 1036](#)

JUDICIARY: Courtney, Chair; Horn and Zaun

[SSB 1037](#)

JUDICIARY: Courtney, Chair; Petersen and Sorenson

[SSB 1038](#)

JUDICIARY: Courtney, Chair; Horn and Boettger

[SSB 1039](#)

JUDICIARY: Courtney, Chair; Hogg and Schneider

[SSB 1040](#)

JUDICIARY: Courtney, Chair; Taylor and Zaun

[SSB 1041](#)

JUDICIARY: Taylor, Chair; Hogg and Schneider

[SSB 1042](#)

JUDICIARY: Taylor, Chair; Dvorsky and Whitver

[SSB 1043](#)

JUDICIARY: Quirnbach, Chair; Hogg and Schneider

[SSB 1044](#)

JUDICIARY: Quirnbach, Chair; Hogg and Schneider

[SSB 1045](#)

JUDICIARY: Quirnbach, Chair; Courtney and Boettger

[SSB 1046](#)

WAYS AND MEANS: Dotzler, Chair; Petersen and Feenstra

[SSB 1047](#)

COMMERCE: Bolkcom, Chair; Petersen and Bertrand

[SSB 1048](#)

COMMERCE: McCoy, Chair; Mathis and Breitbach

[SSB 1049](#)

COMMERCE: Seng, Chair; Mathis and Anderson

[SSB 1050](#)

COMMERCE: Petersen, Chair; McCoy and Anderson

[SSB 1051](#)

COMMERCE: Schoenjahn, Chair; Wilhelm and Breitbach

[SSB 1052](#)

COMMERCE: Petersen, Chair; McCoy and Chapman