

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, FEBRUARY 12, 2013

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JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 12, 2013

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Father Mark Ressler, pastor of St. Elizabeth Ann Seton Parish in Hiawatha, Iowa. He was the guest of Senator Mathis.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by LSA Page Casey Baumberger.

The Journal of Monday, February 11, 2013, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:08 a.m. until 9:00 a.m., Wednesday, February 13, 2013.

APPENDIX

COMMUNICATION RECEIVED

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

IOWA PUBLIC INFORMATION BOARD

2012 Annual Report, pursuant to 2012 Iowa Acts, chapter 1115.9. Report received on February 12, 2013.

CERTIFICATE OF RECOGNITION

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

Elizabeth Baird – For her work as legislative liaison to the Iowa Legislature and her 36 years of overall service to the Iowa Department of Transportation. Senator Quirmbach.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, February 5, 2013, 11:30 a.m.

Members Present: Seng, Chair; Taylor, Vice Chair; Zumbach, Ranking Member; Beall, Black, Bowman, Brase, Greiner, Guth, Hart, Houser, Kapucian, and Soddors.

Members Absent: None.

Committee Business: Presentation from the Department of Natural Resources.

Adjourned: 12:30 p.m.

COMMERCE

Convened: Tuesday, February 12, 2013, 2:05 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bertrand, Bolkcom, Breitbart, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: None.

Committee Business: Approved SSBs 1052, 1079, 1128, and 1139.

Adjourned: 2:25 p.m.

RULES AND ADMINISTRATION

Convened: Monday, February 11, 2013, 5:40 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Courtney, Dearden, Dvorsky, Ragan, Rozenboom, and Soddors.

Members Absent: Bertrand and Ernst (both excused).

Committee Business: Approved [SCR 4](#) and [SR 5](#). Passed [HCR 5](#).

Adjourned: 5:45 p.m.

TRANSPORTATION

Convened: Monday, February 11, 2013, 4:05 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: Presentation.

Adjourned: 5:10 p.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Tuesday, February 12, 2013, 10:10 a.m.

Members Present: Schoenjahn, Chair; Horn, Vice Chair; Smith, Ranking Member; Quirnbach and Sinclair.

Members Absent: None.

Committee Business: Presentation by the Board of Regents university presidents.

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, February 7, 2013, 10:00 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; and Bolkcom.

Members Absent: Johnson (excused).

Committee Business: Presentations.

Adjourned: 11:35 a.m.

ALSO:

Convened: Tuesday, February 12, 2013, 10:00 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom and Johnson.

Members Absent: None.

Committee Business: Presentation by Jennifer Vermeer, Director of the Iowa Medicaid Enterprise.

Adjourned: 12:00 p.m.

**APPROPRIATIONS SUBCOMMITTEE ON
TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS**

Convened: Tuesday, February 12, 2013, 10:15 a.m.

Members Present: Beall, Vice Chair; Kapucian, Ranking Member; Anderson and Bowman.

Members Absent: McCoy, Chair (excused).

Committee Business: Presentations by the Iowa Economic Development Authority and Easter Seals.

Adjourned: 10:55 a.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 6](#), by Whitver and Feenstra, a resolution requesting the legislative council to establish an interim study committee to study elimination of the income tax in Iowa.

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

INTRODUCTION OF BILLS

[Senate File 171](#), by Ernst, a bill for an act relating to the issuance of special purple heart vehicle registration plates without fee, and providing an exemption from annual vehicle registration fees for recipients of the purple heart medal.

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

[Senate File 172](#), by Ernst, a bill for an act relating to the length of on-duty periods and required rest periods for drivers of rail crew transport vehicles, and providing penalties.

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

[Senate File 173](#), by Danielson, a bill for an act authorizing a county to impose a property tax levy for the operation of cultural and scientific facilities following approval at election.

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

[Senate File 174](#), by Danielson, a bill for an act related to the administration of the national guard educational assistance program.

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

[Senate File 175](#), by Chelgren, Whitver, Zaun, Sinclair, Rozenboom, Guth, Kapucian, Sorenson, Bertrand, Segebart, Zumbach, Breitbach, Chapman, Behn, Feenstra, Anderson, and Smith, a bill for an act relating to verification of social security numbers for public programs under the purview of the department of human services.

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

[Senate File 176](#), by Bolkom, a bill for an act relating to discharge point signs under the Iowa national pollutant discharge elimination system program and providing a penalty.

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

STUDY BILLS RECEIVED

[SSB 1141](#) **Education**

Authorizing the college student aid commission to organize a nonprofit corporation to provide Iowans with postsecondary educational financial assistance.

[SSB 1142](#) **Education**

Relating to the Iowa early intervention block grant program by eliminating the future repeal of the chapter establishing the program and including effective date provisions.

SSB 1143 Agriculture

Providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices revolving loan fund, the state metrologist, and motor fuel standards.

SSB 1144 State Government

Relating to absentee voting at the office of the county commissioner of elections.

SSB 1145 State Government

Relating to voter registration deadlines.

SSB 1146 State Government

Requiring that a completed absentee ballot be received in the commissioner's office before the polls close on election day.

SSB 1147 Judiciary

Relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties.

SSB 1148 Transportation

Relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

SSB 1149 Judiciary

Enhancing the criminal penalty for an assault on a public transit bus operator, and providing penalties.

SSB 1150 Judiciary

Concerning prescription drug or controlled substance medication defenses in operating-while-intoxicated cases.

SSB 1151 **Judiciary**

Relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

SSB 1152 **Judiciary**

Prohibiting certain agreements for the apportionment of water utility or enterprise charges under the uniform residential landlord and tenant Act and including applicability provisions.

SSB 1153 **Local Government**

Relating to agreements to access electronic documents or records maintained by the governing board of a county land record information system.

SSB 1154 **Transportation**

Relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

SSB 1155 **Transportation**

Relating to the enforcement of weight limitations for vehicles with retractable axles.

SSB 1156 **Transportation**

Relating to the period of validity of driver's licenses and nonoperator's identification cards and to associated fees, and including effective date and applicability provisions.

SSB 1157 **Veterans Affairs**

Relating to the Iowa veterans home and providing for the consideration of contributions to support as repayment receipts.

SSB 1158 Veterans Affairs

Exempting federal retirement pay of a resident received for military service from the state individual income tax and including retroactive applicability provisions.

SSB 1159 Human Resources

Providing for vision screening for school children.

SSB 1160 State Government

Relating to health care coverage under the state health insurance plan and including effective date provisions.

SSB 1161 State Government

Concerning the reimbursement for personal items of department of public safety employees damaged or destroyed during their employment.

SUBCOMMITTEE ASSIGNMENTS**Senate File 156**

EDUCATION: Hogg, Chair; Beall and Sinclair

Senate File 157

TRANSPORTATION: Brase, Chair; Bowman and Feenstra

Senate File 164

TRANSPORTATION: Bowman, Chair; Dvorsky and Zumbach

Senate File 165

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

Senate File 166

STATE GOVERNMENT: Danielson, Chair; Horn and Sorenson

Senate File 168

STATE GOVERNMENT: Danielson, Chair; Horn and Sorenson

[Senate File 169](#)

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

[SSB 1141](#)

EDUCATION: Mathis, Chair; Quirnbach and Sinclair

[SSB 1142](#)

EDUCATION: Bowman, Chair; Boettger and Wilhelm

[SSB 1143](#)

AGRICULTURE: Soddors, Chair; Brase and Houser

[SSB 1144](#)

STATE GOVERNMENT: Danielson, Chair; Bowman and Smith

[SSB 1145](#)

STATE GOVERNMENT: Danielson, Chair; Bowman and Whitver

[SSB 1146](#)

STATE GOVERNMENT: Danielson, Chair; Horn and Whitver

[SSB 1147](#)

JUDICIARY: Petersen, Chair; Schneider and Taylor

[SSB 1148](#)

TRANSPORTATION: Danielson, Chair; Behn and Taylor

[SSB 1149](#)

JUDICIARY: Hogg, Chair; Courtney and Zaun

[SSB 1150](#)

JUDICIARY: Hogg, Chair; Taylor and Whitver

[SSB 1151](#)

JUDICIARY: Taylor, Chair; Petersen and Schneider

[SSB 1152](#)

JUDICIARY: Horn, Chair; Dvorsky and Zaun

[SSB 1153](#)

LOCAL GOVERNMENT: Wilhelm, Chair; Guth and Taylor

[SSB 1154](#)

TRANSPORTATION: Taylor, Chair; Bowman and Feenstra

[SSB 1155](#)

TRANSPORTATION: Beall, Chair; Breitbach and Taylor

[SSB 1156](#)

TRANSPORTATION: Bowman, Chair; Kapucian and McCoy

[SSB 1157](#)

VETERANS AFFAIRS: Sodders, Chair; Hart and Rozenboom

[SSB 1158](#)

VETERANS AFFAIRS: Horn, Chair; Black and Rozenboom

[SSB 1159](#)

HUMAN RESOURCES: Wilhelm, Chair; Ernst and Ragan

[SSB 1160](#)

STATE GOVERNMENT: Petersen, Chair; Bowman and Whitver

[SSB 1161](#)

STATE GOVERNMENT: Courtney, Chair; Horn and Chapman

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM 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 12th day of February, 2013.

[Senate File 106](#).

MICHAEL E. MARSHALL
Secretary of the Senate

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committee for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Elaine Sanders – Child Advocacy Board

Shirley Daniels – Commission on Tobacco Use Prevention and Control