

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, FEBRUARY 27, 2013

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JOURNAL OF THE SENATE

FORTY-FIFTH CALENDAR DAY
TWENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 27, 2013

The Senate met in regular session at 9:00 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jennifer Brookhart.

The Journal of Tuesday, February 26, 2013, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:07 a.m. until 9:00 a.m., Thursday, February 28, 2013.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF HUMAN RIGHTS

Sex Offender Research Council Report, pursuant to Iowa Code section 216A.139(5). Report received on February 27, 2013.

DEPARTMENT OF INSPECTIONS AND APPEALS

Iowa Child Advocacy Board Annual Report, pursuant to Iowa Code section 237.18(7)(d). Report received on February 27, 2013.

STATE RACING AND GAMING COMMISSION

2012 Annual Report, pursuant to Iowa Code section 99D.21. Report received on February 27, 2013.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, February 26, 2013, 2:00 p.m.

Recessed: 2:05 p.m.

Reconvened: 2:20 p.m.

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

Members Absent: Hatch (excused).

Committee Business: Passed [SF 22](#). Approved [SSB 1118](#).

Adjourned: 2:55 p.m.

ECONOMIC GROWTH

Convened: Tuesday, February 26, 2013, 4:05 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Chapman, Ranking Member; Chelgren, Danielson, Dotzler, Hart, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Behn and Hatch (both excused).

Committee Business: Approved [SSB 1120](#).

Adjourned: 4:25 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 26, 2013, 4:00 p.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: None.

Committee Business: Approved [SSB 1003](#). Presentations.

Adjourned: 4:45 p.m.

INTRODUCTION OF RESOLUTION

[Senate Joint Resolution 6](#), by Zaun, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide home rule for school districts.

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

INTRODUCTION OF BILLS

[Senate File 268](#), by Dearden, a bill for an act relating to the natural resources and outdoor recreation trust fund by increasing the sales and use tax rates and including effective date provisions.

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

[Senate File 269](#), by committee on Human Resources, a bill for an act relating to the state comprehensive Alzheimer's disease response strategy.

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

[Senate File 270](#), by committee on Commerce, a bill for an act specifying procedures applicable to claims asserting stray electric current or voltage.

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

[Senate File 271](#), by committee on Commerce, a bill for an act concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable.

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

[Senate File 272](#), by committee on Natural Resources and Environment, a bill for an act relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles, the restore the outdoors program, and protected wetlands.

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

[Senate File 273](#), by Schneider, a bill for an act modifying qualification requirements for classroom driver education instructors.

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

[Senate File 274](#), by Hatch, Mathis, Soddors, Beall, and Dotzler, a bill for an act creating a technology prairie by promoting an environment to foster the growth of technology, start-up, and small businesses and to attract a skilled workforce by providing incentives and financial assistance to businesses and certain employees, and including effective date and applicability provisions.

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

[Senate File 275](#), by committee on Economic Growth, a bill for an act creating the manufactured housing program fund.

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

[Senate File 276](#), by Sorenson, Bertrand, Guth, Zaun, Greiner, and Boettger, a bill for an act relating to the use of an unmanned aircraft system by a state or local law enforcement agency.

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

[Senate File 277](#), by Sorenson, Guth, Zaun, Boettger, and Ernst, a bill for an act relating to an exemption to the compulsory education and competent private instruction provisions for certain persons.

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

[Senate File 278](#), by Ernst, a bill for an act relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions.

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

STUDY BILLS RECEIVED

SSB 1212 State Government

Relating to licensure of professionals practicing addiction counseling or providing addiction prevention services by the behavioral science board, making penalties applicable, and including effective date provisions.

SSB 1213 State Government

Concerning the categorization and reporting of compensation provided to executive branch employees.

SSB 1214 Judiciary

Relating to estates and trusts and including retroactive and other applicability provisions.

SSB 1215 Judiciary

Relating to the sealing of juvenile delinquency records.

SSB 1216 Economic Growth

Relating to offers of suitable work made to certain injured employees and including applicability provisions.

SSB 1217 Economic Growth

Relating to the Iowa finance authority and making an appropriation.

SSB 1218 State Government

Concerning the allocation of adjusted gross receipts from gambling games at certain licensed gambling facilities for horse purses.

SSB 1219 Natural Resources and Environment

Relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 205](#)

WAYS AND MEANS: Dotzler, Chair; Bertrand and Seng

[Senate File 233](#)

EDUCATION: Quirnbach, Chair; Dvorsky and Ernst

[Senate File 238](#)

WAYS AND MEANS: Hogg, Chair; Behn and Bolkcom

[Senate File 242](#)

WAYS AND MEANS: Bolkcom, Chair; Bertrand and Hogg

[Senate File 260](#)

WAYS AND MEANS: Dotzler, Chair; Feenstra and McCoy

[Senate File 262](#)

WAYS AND MEANS: Quirnbach, Chair; Feenstra and Petersen

[Senate File 263](#)

STATE GOVERNMENT: Soddors, Chair; Dearden and Feenstra

[Senate File 267](#)

WAYS AND MEANS: Quirnbach, Chair; Chapman and Hogg

[Senate File 276](#)

JUDICIARY: Hogg, Chair; Dvorsky and Sorenson

[SSB 1212](#)

STATE GOVERNMENT: Bowman, Chair; Soddors and Whitver

[SSB 1213](#)

STATE GOVERNMENT: Danielson, Chair; Jochum and Smith

[SSB 1214](#)

JUDICIARY: Hogg, Chair; Horn and Whitver

[SSB 1215](#)

JUDICIARY: Dvorsky, Chair; Petersen and Schneider

[SSB 1216](#)

ECONOMIC GROWTH: Dotzler, Chair; Chapman and Taylor

[SSB 1217](#)

ECONOMIC GROWTH: Sodders, Chair; Chapman and Danielson

[SSB 1218](#)

STATE GOVERNMENT: McCoy, Chair; Anderson and Dearden

[SSB 1219](#)

NATURAL RESOURCES AND ENVIRONMENT: Hogg, Chair; Rozenboom and Seng

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: [SENATE FILE 270](#) (formerly [SF 22](#)), a bill for an act specifying procedures applicable to claims asserting stray electric current or voltage.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Sinclair, and Wilhelm. Nays, 1: Seng. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 271](#) ([SSB 1118](#)), a bill for an act concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ECONOMIC GROWTH

Bill Title: [SENATE FILE 275](#) ([SSB 1120](#)), a bill for an act creating the manufactured housing program fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Sodders, Bowman, Chapman, Danielson, Dotzler, Hart, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm. Nays, 1: Chelgren. Absent, 2: Behn and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: *[SENATE FILE 269](#) (formerly [SF 199](#)), a bill for an act relating to the state comprehensive Alzheimer's disease response strategy.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, and Segebart. Nays, 1: Whitver. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on [Senate File 269](#), and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT:

Bill Title: [SENATE FILE 272 \(SSB 1003\)](#), a bill for an act relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles, the restore the outdoors program, and protected wetlands.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Black, Greiner, Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEE PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

Pursuant to Senate Rule 59, the Commerce committee having failed to file its report within the prescribed time, the nominee, Nicholas Gerhart as Commissioner of Insurance, is now automatically placed, without recommendation, upon the individual confirmation calendar.