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**STATE OF IOWA**

**Senate Journal**

**MONDAY, APRIL 1, 2013**

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# JOURNAL OF THE SENATE

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SEVENTY-EIGHTH CALENDAR DAY  
FORTY-FIFTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, April 1, 2013

The Senate met in regular session at 1:09 p.m., President Jochum presiding.

Prayer was offered by Reverend Lucille King, parish associate at Christ Church Presbyterian in Cedar Rapids, Iowa. She was the guest of Senator Horn.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Ashley Green.

The Journal of Thursday, March 28, 2013, was approved.

The Senate stood at ease at 1:12 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:00 p.m., President Jochum presiding.

## CONFIRMATION OF GOVERNOR'S APPOINTMENT (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of K. Brian London as Commissioner of Public Safety, placed on the Individual Confirmation Calendar on February 20, 2013, found on page 311 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 42:

Anderson	Dearden	Jochum	Sinclair
Beall	Dix	Johnson	Smith
Behn	Ernst	Kapucian	Sodders
Bertrand	Feenstra	Mathis	Sorenson
Black	Greiner	Petersen	Taylor
Boettger	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Chelgren	Horn	Segebart	
Courtney	Houser	Seng	

Nays, 8:

Bolkcom	Danielson	Dvorsky	McCoy
Bowman	Dotzler	Hatch	Schoenjahn

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

UNFINISHED BUSINESS  
(Individual Confirmation Calendar)  
(Deferred March 26, 2013)

The Senate resumed consideration of the appointment of Tom Rielly as a member of the State Transportation Commission, previously deferred.

DEFERRAL OF APPOINTEE

Senator Dix asked and received unanimous consent that action on the appointment of Tom Rielly be deferred.

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 396](#).

### Senate File 396

On motion of Senator Danielson, [Senate File 396](#), a bill for an act relating to government operations and efficiency and other related matters, making an appropriation, and including effective date and applicability provisions, was taken up for consideration.

Senator Danielson withdrew amendment [S-3062](#), filed by him on March 25, 2013, to pages 5, 29–33, 38, and 42–45 and amending the title page of the bill.

Senator Danielson withdrew amendment [S-3093](#), filed by him on March 27, 2013, to pages 5, 29–33, 35–43, and 45 and amending the title page of the bill.

Senator Danielson offered amendment [S-3098](#), filed by him from the floor to pages 5, 29–33, 35–43, and 45 and amending the title page of the bill.

Amendment [S-3098](#) was adopted by a voice vote.

Senator Danielson 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. 396](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Horn	Segebart
Beall	Dearden	Houser	Seng
Behn	Dix	Jochum	Sinclair
Bertrand	Dotzler	Johnson	Smith
Black	Dvorsky	Kapucian	Sodders
Boettger	Ernst	Mathis	Sorenson
Bolkcom	Feenstra	McCoy	Taylor
Bowman	Greiner	Petersen	Whitver
Brase	Gronstal	Quirnbach	Wilhelm
Breitbach	Guth	Ragan	Zaun
Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hatch	Schneider	
Courtney	Hogg	Schoenjahn	

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.

#### HOUSE AMENDMENT CONSIDERED

#### [Senate File 427](#)

Senator Danielson called up for consideration [Senate File 427](#), a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable, amended by the House in House amendment [S-3094](#), filed March 27, 2013.

Senator Danielson moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Danielson moved that the bill, as amended by the House and concurred in by the Senate, 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. 427](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Horn	Segebart
Beall	Dearden	Houser	Seng
Behn	Dix	Jochum	Sinclair
Bertrand	Dotzler	Johnson	Smith
Black	Dvorsky	Kapucian	Sodders
Boettger	Ernst	Mathis	Sorenson
Bolkcom	Feenstra	McCoy	Taylor
Bowman	Greiner	Petersen	Whitver
Brase	Gronstal	Quirnbach	Wilhelm
Breitbach	Guth	Ragan	Zaun

Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hatch	Schneider	
Courtney	Hogg	Schoenjahn	

Nays, none.

Absent, none.

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

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 384](#).

[Senate File 384](#)

On motion of Senator Hogg, [Senate File 384](#), a bill for an act relating to removing or attempting to remove a communication or control device from the possession of a peace officer or correctional officer, interference with official acts, and providing penalties, was taken up for consideration.

Senator Hogg offered amendment [S-3100](#), filed by Senators Hogg and Schneider from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment [S-3100](#) was adopted by a voice vote.

With the adoption of amendment [S-3100](#), the Chair ruled amendment [S-3037](#), filed by Senator Hogg on March 18, 2013, to page 1 of the bill, out of order.

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. 384](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Horn	Segebart
Beall	Dearden	Houser	Seng
Behn	Dix	Jochum	Sinclair
Bertrand	Dotzler	Johnson	Smith
Black	Dvorsky	Kapucian	Sodders
Boettger	Ernst	Mathis	Sorenson
Bolkcom	Feenstra	McCoy	Taylor
Bowman	Greiner	Petersen	Whitver
Brase	Gronstal	Quirnbach	Wilhelm
Breitbach	Guth	Ragan	Zaun
Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hatch	Schneider	
Courtney	Hogg	Schoenjahn	

Nays, none.

Absent, none.

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

#### HOUSE AMENDMENT CONSIDERED

#### [Senate File 288](#)

Senator Taylor called up for consideration [Senate File 288](#), a bill for an act 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, amended by the House in House amendment [S-3086](#), filed March 26, 2013.

Senator Taylor moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Taylor moved that the bill, as amended by the House and concurred in by the Senate, 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. 288](#)), the vote was:

Yeas, 50:

Anderson	Danielson	Horn	Segebart
Beall	Dearden	Houser	Seng
Behn	Dix	Jochum	Sinclair
Bertrand	Dotzler	Johnson	Smith
Black	Dvorsky	Kapucian	Sodders
Boettger	Ernst	Mathis	Sorenson
Bolkcom	Feenstra	McCoy	Taylor
Bowman	Greiner	Petersen	Whitver
Brase	Gronstal	Quirnbach	Wilhelm
Breitbach	Guth	Ragan	Zaun
Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hatch	Schneider	
Courtney	Hogg	Schoenjahn	

Nays, none.

Absent, none.

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 288, 384, 396, and 427** be **immediately messaged** to the House.

#### CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 429](#).

#### [Senate File 429](#)

On motion of Senator Schoenjahn, [Senate File 429](#), a bill for an act relating to workforce training programs and making appropriations, was taken up for consideration.

Senator Schoenjahn 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. 429](#)), the vote was:

Yeas, 31:

Beall	Courtney	Hogg	Quirnbach
Bertrand	Danielson	Horn	Ragan
Black	Dearden	Houser	Schoenjahn
Bolkcom	Dotzler	Jochum	Seng
Bowman	Dvorsky	Kapucian	Sodders
Brase	Gronstal	Mathis	Taylor
Breitbach	Hart	McCoy	Wilhelm
Chelgren	Hatch	Petersen	

Nays, 19:

Anderson	Ernst	Rozenboom	Sorenson
Behn	Feenstra	Schneider	Whitver
Boettger	Greiner	Segebart	Zaun
Chapman	Guth	Sinclair	Zumbach
Dix	Johnson	Smith	

Absent, none.

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

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 389](#).

[Senate File 389](#)

On motion of Senator Dearden, [Senate File 389](#), a bill for an act relating to hunter safety and ethics education course requirements, was taken up for consideration.

Senator Dearden 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. 389](#)), the vote was:

Yeas, 43:

Anderson	Danielson	Horn	Seng
Beall	Dearden	Houser	Sinclair
Behn	Dix	Johnson	Smith
Bertrand	Dotzler	Kapucian	Sodders

Boettger	Ernst	Mathis	Sorenson
Bowman	Feenstra	McCoy	Taylor
Brace	Greiner	Ragan	Whitver
Breitbach	Gronstal	Rozenboom	Wilhelm
Chapman	Guth	Schneider	Zaun
Chelgren	Hart	Schoenjahn	Zumbach
Courtney	Hatch	Segebart	

Nays, 7:

Black	Dvorsky	Jochum	Quirmbach
Bolkcom	Hogg	Petersen	

Absent, none.

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 389 and 429 be immediately messaged** to the House.

#### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:13 p.m. until 9:00 a.m., Tuesday, April 2, 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:

##### CITIZENS' AIDE/OMBUDSMAN

Annual Report, pursuant to Iowa Code section 2C.18. Report received on April 1, 2013.

##### IOWA WORKFORCE DEVELOPMENT

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on April 1, 2013.

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11(5). Report received on April 1, 2013.

## AGENCY ICN REPORT

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

IOWA WORKFORCE DEVELOPMENT – Report received on April 1, 2013.

## CERTIFICATES OF RECOGNITION

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

Lucas Dewitt, Spencer – For being named Iowa Elementary School Principal of the Year. Senator Johnson.

Ryan P. Schupick, Mason City – For achieving the rank of Eagle Scout, Troop 1012. Senator Ragan.

Collin Yeager, Pella – For achieving the rank of Eagle Scout and Eagle Palm, Troop 373. Senator Rozenboom.

Sam Yeager, Pella – For achieving the rank of Eagle Scout, Troop 373. Senator Rozenboom.

## REPORT OF COMMITTEE MEETING

### ECONOMIC GROWTH

**Convened:** Thursday, March 28, 2013, 1:05 p.m.

**Members Present:** Soddors, Chair; Bowman, Vice Chair; Chapman, Ranking Member; Dotzler, Hart, Hatch, Mathis, Schneider, Taylor, and Whitver.

**Members Absent:** Behn, Chelgren, Danielson, Houser, and Wilhelm (all excused).

**Committee Business:** Presentation.

**Adjourned:** 1:35 p.m.

## SUBCOMMITTEE ASSIGNMENT

### [House File 381](#)

STATE GOVERNMENT: Danielson, Chair; Horn and Sorenson

## AMENDMENTS FILED

<a href="#">S-3098</a>	<a href="#">S.F. 396</a>	Jeff Danielson
<a href="#">S-3099</a>	<a href="#">S.F. 363</a>	Nancy J. Boettger
<a href="#">S-3100</a>	<a href="#">S.F. 384</a>	Robert M. Hogg Charles Schneider
<a href="#">S-3101</a>	<a href="#">S.F. 371</a>	Chris Brase