

PROOF

STATE OF IOWA

Senate Journal

MONDAY, APRIL 22, 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

NINETY-NINTH CALENDAR DAY
FIFTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 22, 2013

The Senate met in regular session at 1:11 p.m., President Jochum presiding.

Prayer was offered by Pastor Dan Gerrietts of Trinity Lutheran Church in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Hanna Zinn.

The Journal of Thursday, April 18, 2013, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:16 p.m. until 4:00 p.m.

RECONVENED

The Senate reconvened at 4:14 p.m., President Jochum presiding.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that [House File 619](#) be referred from the Regular Calendar to the committee on **Ways and Means**.

The Senate stood at ease at 4:18 p.m. until the fall of the gavel.

The Senate resumed session at 4:44 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 449](#).

[Senate File 449](#)

On motion of Senator McCoy, [Senate File 449](#), a bill for an act providing for a small employer health insurance tax credit against the individual and corporate income tax, the franchise tax, the insurance premium tax, the county and state mutual insurance associations premium taxes, and the moneys and credits tax, and including retroactive applicability provisions, was taken up for consideration.

Senator McCoy 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. 449](#)), 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
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 613](#).

[House File 613](#)

On motion of Senator Danielson, [House File 613](#), a bill for an act relating to the war orphans educational assistance fund by transferring the moneys in the fund to the veterans trust fund and transferring duties for providing educational assistance to orphaned children of veterans to the commission on veterans affairs, with report of committee recommending passage, was taken up for consideration.

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?" ([H.F. 613](#)), 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 BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 524 and 152.

[House File 524](#)

On motion of Senator Hart, **[House File 524](#)**, a bill for an act relating to city utilities and city enterprises by making changes to requirements related to commercial rental property, placed on the Unfinished Business Calendar on April 11, 2013, with report of committee recommending passage, was taken up for consideration.

Senator Hart 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?" (**[H.F. 524](#)**), 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 File 152](#)

On motion of Senator Hart, **[House File 152](#)**, a bill for an act providing for drainage or levee districts managed by a board of trustees, and including effective date provisions, placed on the

Unfinished Business Calendar on April 11, 2013, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hart offered amendment [S-3121](#), filed by the committee on Agriculture on April 4, 2013, to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment [S-3121](#) was adopted by a voice vote.

Senator Hart 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?" ([H.F. 152](#)), 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.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 449](#) and **House Files 152, 524, and 613** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:14 p.m. until 2:00 p.m., Tuesday, April 23, 2013.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Ruby Beckman – For celebrating her 92nd birthday. Senator Courtney.

Tommy and Nancy Bonar, Burlington – For celebrating their 50th wedding anniversary. Senator Courtney.

Betty Dietzman, Burlington – For celebrating her 90th birthday. Senator Courtney.

Ron and Dolores Jackson, Danville – For celebrating their 50th wedding anniversary. Senator Courtney.

Nancy Lazenby, Burlington – For celebrating her 75th birthday. Senator Courtney.

Mel and Mickie Murphy, Burlington – For celebrating their 70th wedding anniversary. Senator Courtney.

Frances Oetken, Burlington – For celebrating her 100th birthday. Senator Courtney.

Jack and Shirley Samuels, Wapello – For celebrating their 60th wedding anniversary. Senator Courtney.

Wendell V. Williams, Danville – For celebrating his 90th birthday. Senator Courtney.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Monday, April 22, 2013, 1:15 p.m.

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

Members Absent: None.

Committee Business: Governor's appointments.

Adjourned: 1:20 p.m.

STUDY BILLS RECEIVED

SSB 1252 **Ways and Means**

Relating to the taxation of water utilities by establishing a water utilities replacement tax, imposing a statewide water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and applicability provisions.

SSB 1253 **Ways and Means**

Authorizing the establishment of reinvestment districts following approval of the economic development authority board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

House File 619

WAYS AND MEANS: Bolkcom, Chair; Behn and Quirmbach

House File 620

WAYS AND MEANS: Dotzler, Chair; Bertrand and Bolkcom

House File 634

WAYS AND MEANS: Bolkcom, Chair; Dotzler and Feenstra

SSB 1252

WAYS AND MEANS: Seng, Chair; Hogg and Smith

SSB 1253

WAYS AND MEANS: McCoy, Chair; Bolkcom and Feenstra

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

GREAT PLACES BOARD, IOWA (Sec. 303.3C)		
Brent Matthias, Waverly		03/26/2013 – 04/30/2014
MASSAGE THERAPY, BOARD OF (Sec. 147.14(1)(q))		
Khrystyne Napolitano, Harlan		05/01/2013 – 04/30/2016
PLUMBING AND MECHANICAL SYSTEMS EXAMINING BOARD (Sec. 105.3)		
Robert Kunkel, Clarence		05/01/2013 – 04/30/2016
PROPERTY ASSESSMENT APPEAL BOARD (Sec. 421.1A)		
Jacqueline Rypma, Clive		05/01/2013 – 04/30/2019
WORKFORCE DEVELOPMENT BOARD, IOWA (Sec. 84A.1A)		
Caroline Hicks, Osceola		03/26/2013 – 04/30/2015

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 April 22, 2013:

ECONOMIC GROWTH

Brent Matthias – Iowa Great Places Board

LABOR AND BUSINESS RELATIONS

Robert Kunkel – Plumbing and Mechanical Systems Examining Board

Caroline Hicks – Iowa Workforce Development Board

LOCAL GOVERNMENT

Jacqueline Rypma – Property Assessment Appeal Board

STATE GOVERNMENT

Khristyne Napolitano – Board of Massage Therapy

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittee of standing committee on April 22, 2013, to investigate the appointment and reappointment of the following appointee:

ECONOMIC GROWTH

As a member of the Iowa Great Places Board:

Brent Matthias – Mathis, Chair; Behn and Dotzler

LABOR AND BUSINESS RELATIONS

As a member of the Plumbing and Mechanical Systems Examining Board:

Robert Kunkel – Brase, Chair; Dearden and Houser

As a member of the Iowa Workforce Development Board:

Caroline Hicks – Dotzler, Chair; Houser and Sodders

LOCAL GOVERNMENT

As a member of the Property Assessment Appeal Board:

Jacqueline Rypma – Taylor, Chair; Hart and Sinclair

STATE GOVERNMENT

As a member of the Board of Massage Therapy:

Khristyne Napolitano – Sodders, Chair; Anderson and Dearden

AMENDMENT FILED

[S-3173](#) [H.F. 527](#) Steven J. Sodders