

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, JANUARY 30, 2014

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JOURNAL OF THE SENATE

EIGHTEENTH CALENDAR DAY
TWELFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 30, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Father John “Jack” Paisley of Clarke University in Dubuque, Iowa. He was the guest of Senators Jochum and Breitbach.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Will Seiler.

The Journal of Wednesday, January 29, 2014, was approved.

INTRODUCTION OF GOVERNOR’S APPOINTEES

The Secretary of the Senate introduced General Jodi Tymeson, the governor’s appointee to be the Commandant of the Iowa Veterans Home. She was the guest of Senators Beall and Ernst and the committee on Veterans Affairs.

The Secretary of the Senate introduced Colonel Robert King, the governor’s appointee to be the Director of the Iowa Department of Veterans Affairs. He was the guest of Senators Beall and Ernst and the committee on Veterans Affairs.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:19 a.m. until 1:00 p.m., Monday, February 3, 2014.

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 ADMINISTRATIVE SERVICES

Capitol Planning Commission 2013 Annual Report, pursuant to Iowa Code section 8A.373. Report received on January 30, 2014.

DEPARTMENT OF EDUCATION

Condition of Education 2013 Annual Report, pursuant to Iowa Code section 256.7. Report received on January 29, 2014.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, January 30, 2014, 11:30 a.m.

Members Present: Seng, Chair; Zumbach, Ranking Member; Beall, Black, Bowman, Brase, Guth, Hart, Kapucian, and Sodders.

Members Absent: Taylor, Vice Chair; Greiner, and Houser (all excused).

Committee Business: Presentations.

Adjourned: 11:55 a.m.

APPROPRIATIONS

Convened: Wednesday, January 29, 2014, 4:30 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Black and Hatch (both excused).

Committee Business: Presentation by the Department of Management.

Adjourned: 5:00 p.m.

COMMERCE

Convened: Thursday, January 30, 2014, 1:00 p.m.

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

Members Absent: Bertrand, Bolkcom, and Hatch (all excused).

Committee Business: Approved [SSB 3094](#).

Adjourned: 1:10 p.m.

JUDICIARY

Convened: Tuesday, January 28, 2014, 4:00 p.m.

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

Members Absent: Quirnbach and Whitver (both excused).

Committee Business: Presentations.

Adjourned: 4:55 p.m.

ALSO:

Convened: Thursday, January 30, 2014, 2:00 p.m.

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

Members Absent: Taylor (excused).

Committee Business: Approved [SSB 3072](#); and approved SSBs 3073 and 3082, as amended.

Adjourned: 2:10 p.m.

STATE GOVERNMENT

Convened: Wednesday, January 29, 2014, 2:05 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider, and Soddors.

Members Absent: Bertrand (excused).

Committee Business: Presentation by the Department of Administrative Services.

Adjourned: 2:45 p.m.

TRANSPORTATION

Convened: Wednesday, January 29, 2014, 3:05 p.m.

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

Members Absent: Danielson and Taylor (both excused).

Committee Business: Distracted driving presentation and simulator .

Adjourned: 3:30 p.m.

WAYS AND MEANS

Convened: Wednesday, January 29, 2014, 4:10 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith.

Members Absent: Behn and Bertrand (both excused).

Committee Business: Passed [SR 103](#); presentation.

Adjourned: 4:30 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, January 28, 2014, 10:00 a.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 11:20 a.m.

ALSO:

Convened: Wednesday, January 29, 2014, 10:00 a.m.

Recessed: 11:30 a.m.

Reconvened: 12:10 p.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Budget presentations.

Adjourned: 12:15 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, January 30, 2014, 10:15 a.m.

Members Present: Black, Chair; Rozenboom, Ranking Member; Greiner and Wilhelm.

Members Absent: Dearden, Vice Chair (excused).

Committee Business: Presentation by Bill Northey, Secretary of Agriculture.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, January 30, 2014, 10:10 a.m.

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

Members Absent: None.

Committee Business: Presentation by the Department of Education.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, January 30, 2014, 10:00 a.m.

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

Members Absent: None.

Committee Business: Presentations.

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Thursday, January 30, 2014, 10:15 a.m.

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

Members Absent: Bowman (excused).

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

INTRODUCTION OF BILLS

[Senate File 2080](#), by committee on Human Resources, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

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

[Senate File 2081](#), by Hatch, a bill for an act relating to exception to policy provisions for Medicaid home and community-based services waivers.

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

[Senate File 2082](#), by Ragan, Beall, Hart, Jochum, Black, Petersen, Brase, Schoenjahn, Mathis, McCoy, Gronstal, Courtney, Dearden, Horn, Wilhelm, Bowman, Seng, Danielson, Dotzler, Bolkcom, Hogg, Hatch, and Soddors, a bill for an act relating to the submission of a Medicaid state plan amendment for the provision of home and community-based services to elders.

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

[Senate File 2083](#), by committee on Human Resources, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

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

[Senate File 2084](#), by Soddors, Hatch, Black, McCoy, Beall, Hart, Brase, Bolkcom, Dvorsky, Dotzler, Petersen, Taylor, Horn, Dearden, Courtney, Gronstal, Jochum, Seng, Schoenjahn, Wilhelm, Ragan, and Bowman, a bill for an act relating to the services provided through the department of human services for children and young adults, including through the Iowa juvenile home, and including effective date provisions.

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

[Senate File 2085](#), by Beall, a bill for an act relating to real estate transfer receipts and real property enhancement and making appropriations.

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

[Senate File 2086](#), by McCoy and Sodders, a bill for an act relating to the criminal transmission of a contagious or infectious disease, and providing penalties.

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

[Senate File 2087](#), by McCoy, a bill for an act concerning the issuance of temporary visitor driver's licenses to certain foreign nationals.

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

[Senate File 2088](#), by Zaun, a bill for an act providing an exemption from the state sales tax for investment counseling services.

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

[Senate File 2089](#), by Bowman, a bill for an act concerning the hybrid formula for calculating benefits under the Iowa public employees' retirement system.

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

[Senate File 2090](#), by committee on Human Resources, a bill for an act establishing a lyme disease task force.

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

STUDY BILLS RECEIVED

[SSB 3128](#) **Judiciary**

Relating to sex offender registry requirements for juveniles.

SSB 3129 Economic Growth

Relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and applicability provisions.

SSB 3130 State Government

Permitting electronic voter registration and including penalties and effective date provisions.

SSB 3131 State Government

Relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, requiring that absentee ballots be received before the polls close on election day, and allowing for changes to the envelopes provided to absentee voters.

SSB 3132 Appropriations

Relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

SSB 3133 Appropriations

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective and applicability date provisions.

SSB 3134 Judiciary

Relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

SSB 3135 Judiciary

Establishing a conditional plea in a criminal case.

SSB 3136 Transportation

Providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

SSB 3137 Appropriations

Making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2051**

JUDICIARY: Courtney, Chair; Garrett and Petersen

Senate File 2057

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2063

JUDICIARY: Hogg, Chair; Courtney and Whitver

Senate File 2069

LOCAL GOVERNMENT: Brase, Chair; Sinclair and Taylor

Senate File 2071

WAYS AND MEANS: Quirnbach, Chair; Bolcom and Chapman

Senate File 2072

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2073

JUDICIARY: Hogg, Chair; Courtney and Schneider

Senate File 2075

JUDICIARY: Hogg, Chair; Garrett and Petersen

**SSB 3084
(Reassigned)**

TRANSPORTATION: Brase, Chair; McCoy and Zumbach

[SSB 3128](#)

JUDICIARY: Hogg, Chair; Petersen and Whitver

[SSB 3129](#)

ECONOMIC GROWTH: Taylor, Chair; Dotzler and Schneider

[SSB 3130](#)

STATE GOVERNMENT: Danielson, Chair; Chapman and Courtney

[SSB 3131](#)

STATE GOVERNMENT: Courtney, Chair; Dearden and Feenstra

[SSB 3132](#)

APPROPRIATIONS: Dvorsky, Chair; and Chapman

[SSB 3133](#)

APPROPRIATIONS: Dvorsky, Chair; and Chapman

[SSB 3134](#)

JUDICIARY: Schneider, Chair; Hogg and Quirnbach

[SSB 3135](#)

JUDICIARY: Sodders, Chair; Courtney and Whitver

[SSB 3136](#)

TRANSPORTATION: Bowman, Chair; Beall and Feenstra

[SSB 3137](#)

APPROPRIATIONS: Mathis, Chair; Guth and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: [SENATE FILE 2080 \(SSB 3007\)](#), a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2083 \(SSB 3013\)](#), a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 2090](#) (formerly [SF 2009](#)), a bill for an act establishing a lyme disease task force.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. 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 2090](#), and they were attached to the committee report.

WAYS AND MEANS

Bill Title: [SENATE RESOLUTION 103](#), a resolution in support of extending the federal production tax credit for wind energy.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Bolkcom, Seng, Feenstra, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, 2: Behn and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.