

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, MARCH 12, 2014

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

FIFTY-NINTH CALENDAR DAY
THIRTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 12, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Reverend Lucille King, pastor of the Christ Church Presbyterian in Hiawatha, Iowa. She was the guest of Senators Hogg, Horn, and Mathis.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Zachary Parle.

The Journal of Tuesday, March 11, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:07 a.m. until 9:00 a.m., Thursday, March 13, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, March 11, 2014, 4:00 p.m.

Recessed: 5:00 p.m.

Reconvened: Wednesday, March 12, 2014, 9:30 a.m.

Recessed: 10:00 a.m.

Reconvened: 10:30 a.m.

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

Members Absent: Ernst and Hatch (both excused).

Committee Business: Passed [SF 2318](#).

Adjourned: 11:30 a.m.

ECONOMIC GROWTH

Convened: Wednesday, March 12, 2014, 10:10 a.m.

Members Present: Sodders, Chair; Behn, Chelgren, Dotzler, Hart, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bowman, Vice Chair; Bertrand, Ranking Member; Danielson, Hatch, and Houser (all excused).

Committee Business: Governor's appointees.

Adjourned: 10:15 a.m.

EDUCATION

Convened: Wednesday, March 12, 2014, 1:30 p.m.

Recessed: 1:35 p.m.

Reconvened: 2:15 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: Ernst, Ranking Member (excused).

Committee Business: Passed HF's 2194, 2388, and 2389.

Adjourned: 2:55 p.m.

JUDICIARY

Convened: Wednesday, March 12, 2014, 3:00 p.m.

Recessed: 3:05 p.m.

Reconvened: 3:50 p.m.

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

Members Absent: None.

Committee Business: Passed HF's 159, 475, 2279, 2289, 2325, 2326, 2368, 2387, and 2423.

Adjourned: 4:10 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, March 12, 2014, 1:30 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Anderson, Brase, Chapman, Dotzler, Hatch, Seng, and Sodders.

Members Absent: Houser, Ranking Member; and Dix (both excused).

Committee Business: Governor's appointees.

Adjourned: 1:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, March 12, 2014, 10:05 a.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: Passed HF's 2346 and 2397; governor's appointees.

Adjourned: 10:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, March 11, 2014, 10:20 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Budget discussion.

Adjourned: 10:50 a.m.

INTRODUCTION OF BILLS

[Senate File 2337](#), by committee on Ways and Means, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

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

[Senate File 2338](#), by committee on Ways and Means, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

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

SUBCOMMITTEE ASSIGNMENTS

[Senate File 2334](#)

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Chapman

[Senate File 2335](#)

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Schneider

[Senate File 2336](#)

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: [SENATE FILE 2318](#), a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5060](#).

Final Vote: Ayes, 12: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 7: Chapman, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 2: Ernst and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: [HOUSE FILE 2194](#), a bill for an act relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5059](#).

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 5: Behn, Boettger, Johnson, Sinclair, and Zaun. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 2388](#), a bill for an act relating to continuity of learning for children receiving foster care services.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 2389](#), a bill for an act relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: [HOUSE FILE 2346](#), a bill for an act relating to solid waste.

Recommendation: DO PASS.

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.

ALSO:

Bill Title: [HOUSE FILE 2397](#), a bill for an act concerning liability protection for volunteers on state lands.

Recommendation: DO PASS.

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.

WAYS AND MEANS

Bill Title: [SENATE FILE 2198 \(SSB 3003\)](#), a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2337 \(SSB 3181\)](#), a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 2338](#) (formerly [SF 2308](#)), a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 2338](#), and they were attached to the committee report.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

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

COMMERCE

Janet Pepper – Credit Union Review Board

ECONOMIC GROWTH

Keith Wiggins – Iowa Capital Investment Board

Dawn Ainger – Economic Development Authority
Pete Brownell – Economic Development Authority
Linda Crookham-Hansen – Economic Development Authority
Christian Murray – Economic Development Authority

Nick Glew – Iowa Great Places Board
Ruth Haus – Iowa Great Places Board
Brent Matthias – Iowa Great Places Board
Jared McGovern – Iowa Great Places Board

LABOR AND BUSINESS RELATIONS

Kim Schmett – Employment Appeal Board

Jim Cooper – Plumbing and Mechanical Systems Examining Board
Carol Crane – Plumbing and Mechanical Systems Examining Board

Mike Cormack – Public Employment Relations Board

Stacey Andersen – Iowa Workforce Development Board
Robert Gilmore – Iowa Workforce Development Board
Suzanne Kmet – Iowa Workforce Development Board
John Krogman – Iowa Workforce Development Board
Norene Mostkoff – Iowa Workforce Development Board

NATURAL RESOURCES AND ENVIRONMENT

Ronald Herrig – Flood Mitigation Board
Amy Kaleita – Flood Mitigation Board

Randy Olson – Renewable Fuel Infrastructure Board
Brian Wiegert – Renewable Fuel Infrastructure Board

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committee for investigation, were placed on the Individual Confirmation Calendar without recommendation for confirmation:

LABOR AND BUSINESS RELATIONS

Jennifer Wallace – Employment Appeal Board

James Van Fossen – Chair of the Public Employment Relations Board

**WITHDRAWAL OF
GOVERNOR'S APPOINTEES**

The following letter from the Governor was received in the office of the Secretary of the Senate on March 5, 2014:

I am withdrawing the name of Teresa Kanning to serve as a member of the Mental Health Risk Pool Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

ALSO: The following letter from the Governor was received in the office of the Secretary of the Senate on March 11, 2014:

I am withdrawing the name of Ken Thornton to serve as a member of the Plumbing and Mechanical Systems Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

[S-5058](#)

[S.F. 2325](#)

Daryl Beall
Amanda Ragan
Rita Hart

Mary Jo Wilhelm
Dennis Guth
William A. Dotzler, Jr.
Brian Schoenjahn
Tim L. Kapucian
Amy Sinclair
Mark Chelgren
Bill Anderson
Michael Breitbach
David Johnson
Bill Dix
Randy Feenstra
Rick Bertrand
Tod R. Bowman
Nancy J. Boettger
Pam Jochum
Brad Zaun
Education
Appropriations

S-5059
S-5060

H.F. 2194
S.F. 2318