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**STATE OF IOWA**

**Senate Journal**

**MONDAY, MARCH 31, 2014**

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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, March 31, 2014

The Senate met in regular session at 1:05 p.m., President Jochum presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kassi Decuir.

The Journal of Thursday, March 27, 2014, was approved.

## SPECIAL GUESTS

Senator Courtney introduced to the Senate chamber the Honorable Gene Fraise, former member of the Senate from Lee County, Fort Madison, Iowa; accompanied by his wife, Faye.

The Senate rose and expressed its welcome.

## RECESS

On motion of Senator Gronstal, the Senate recessed at 1:10 p.m. until 3:00 p.m.

## RECONVENED

The Senate reconvened at 4:04 p.m., President Jochum presiding.

The Senate stood at ease at 4:05 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:56 p.m., President Jochum presiding.

#### LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Dix and Houser, until they arrive, on request of Senator Whitver; and Senator McCoy, until he arrives, on request of Senator Gronstal.

#### CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2366 and 2192.

#### [House File 2366](#)

On motion of Senator Horn, [House File 2366](#), a bill for an act relating to local elections and voter registration by providing for electronic storage of voter registration applications by a county and by providing changes in the process for filling vacancies in elective city office, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Danielson offered amendment [S-5072](#), filed by the committee on State Government on March 17, 2014, to pages 1 and 3 of the bill.

Senator Danielson offered amendment [S-5107](#), filed by him from the floor to pages 1 and 5 and amending the title provisions of amendment [S-5072](#), and moved its adoption.

Amendment [S-5107](#) to amendment [S-5072](#) was adopted by a voice vote.

Senator Danielson moved the adoption of amendment [S-5072](#), as amended.

Amendment [S-5072](#), as amended, was adopted by a voice vote.

Senator Horn 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. 2366](#)), the vote was:

Yeas, 47:

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

Nays, none.

Absent, 3:

Dix	Houser	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

### [House File 2192](#)

On motion of Senator Taylor, [House File 2192](#), a bill for an act relating to rural water providers by making changes to water service requirements, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Black withdrew amendment [S-5087](#), filed by him on March 25, 2014, to pages 3-5 of the bill.

Senator Black offered amendment [S-5110](#), filed by him from the floor to page 3 of the bill, and moved its adoption.

Amendment [S-5110](#) was adopted by a voice vote.

Senator Taylor 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. 2192](#)), the vote was:

Yeas, 45:

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

Nays, 2:

Black	Gronstal
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Absent, 3:

Dix	Houser	McCoy
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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 **House Files 2192** and **2366** be **immediately messaged** to the House.

#### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:14 p.m. until 9:00 a.m., Tuesday, April 1, 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:

#### OFFICE OF OMBUDSMAN

2013 Annual Report, pursuant to Iowa Code section 2C.18. Report received on March 31, 2014.

#### IOWA WORKFORCE DEVELOPMENT

Unemployment Compensation Trust Fund 2013 Status Report, pursuant to Iowa Code section 96.35. Report received on March 31, 2014.

### REPORTS OF COMMITTEE MEETINGS

#### APPROPRIATIONS

**Convened:** Monday, March 31, 2014, 1:30 p.m.

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

**Members Absent:** Ernst (excused).

**Committee Business:** Passed [HF 2449](#); approved [SSB 3213](#).

**Adjourned:** 2:40 p.m.

#### WAYS AND MEANS

**Convened:** Monday, March 31, 2014, 2:45 p.m.

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

**Members Absent:** None.

**Committee Business:** Passed [HF 2444](#).

**Adjourned:** 2:55 p.m.

**APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT**

**Convened:** Wednesday, March 26, 2014, 11:10 a.m.

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

**Members Absent:** None.

**Committee Business:** Passed LSB 5004JA.

**Adjourned:** 11:35 a.m.

**INTRODUCTION OF BILL**

[Senate File 2346](#), by Bolkcom, a bill for an act relating to the use of triclosan in certain products and providing civil penalties.

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

**STUDY BILL RECEIVED****[SSB 3214](#) Ways and Means**

Relating to payment of wages by debit card or pay card.

**SUBCOMMITTEE ASSIGNMENTS****[House File 2446](#)**

WAYS AND MEANS: Seng, Chair; Behn and Black

**[House File 2447](#)**

WAYS AND MEANS: Hogg, Chair; Chapman and Dotzler

**[House File 2448](#)**

WAYS AND MEANS: Dotzler, Chair; Feenstra and McCoy

**[House File 2452](#)**

WAYS AND MEANS: Petersen, Chair; Bolkcom and Smith

**[House File 2453](#)**

WAYS AND MEANS: Dotzler, Chair; Bertrand and Bolkcom

**[SSB 3214](#)**

WAYS AND MEANS: Bolkcom, Chair; Dotzler and Smith

## FINAL COMMITTEE REPORTS OF BILL ACTION

## APPROPRIATIONS

**Bill Title:** [HOUSE FILE 2449](#), a bill for an act relating to appropriations to the judicial branch.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 14: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Garrett, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 6: Chapman, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Ernst.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## WAYS AND MEANS

**Bill Title:** [HOUSE FILE 2444](#), a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

**Recommendation:** AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5109](#).

**Final Vote:** Ayes, 15: Bolkcom, Seng, Feenstra, Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, none.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## REPORT OF THE SECRETARY OF THE SENATE

MADAM PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling [Senate File 2121](#), the following correction was made:

1. Page 1, line 25, add period after ethanamine.

MICHAEL E. MARSHALL  
Secretary of the Senate

## BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 31st day of March, 2014.

Senate Files 220, 2080, 2091, 2092, 2121, 2185, 2198, 2211, 2212, 2257, 2259, 2271, 2273, 2291, 2296, 2315, 2320, 2321, and 2341.

MICHAEL E. MARSHALL  
Secretary of the Senate



WITHDRAWAL OF  
GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on March 27, 2014:

I am withdrawing the name of Jeremy Musil to serve as a member of the Elevator Safety Board from further consideration by the Senate.

Sincerely,  
TERRY E. BRANSTAD  
Governor

AMENDMENTS FILED

<a href="#">S-5107</a>	<a href="#">H.F. 2366</a>	Jeff Danielson
<a href="#">S-5108</a>	<a href="#">S.F. 2344</a>	Jake Chapman
<a href="#">S-5109</a>	<a href="#">H.F. 2444</a>	Ways and Means
<a href="#">S-5110</a>	<a href="#">H.F. 2192</a>	Dennis H. Black