

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, APRIL 9, 2014

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JOURNAL OF THE SENATE

EIGHTY-SEVENTH CALENDAR DAY
FIFTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 9, 2014

The Senate met in regular session at 9:14 a.m., President Jochum presiding.

Prayer was offered by the Honorable Nancy J. Boettger, member of the Senate from Shelby County, Harlan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Millie Varley.

The Journal of Tuesday, April 8, 2014, was approved.

The Senate stood at ease at 9:47 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:28 a.m., President Jochum presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Jeffrey Porter, Board of Cosmetology Arts and Sciences

Brent Matthias, Iowa Great Places Board

Scott Hatfield, Interior Design Examining Board

Carol Crane, Plumbing and Mechanical Systems Examining Board

Randy Olson, Renewable Fuel Infrastructure Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

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

Yeas, 50:

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

Nays, none.

Absent, none.

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

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 2348](#).

[Senate File 2348](#)

On motion of Senator McCoy, [Senate File 2348](#), a bill for an act relating to the approval and imposition of local option taxes, was taken up for consideration.

Senator McCoy offered amendment [S-5141](#), filed by Senators McCoy and Garrett on April 8, 2014, to page 2 of the bill, and moved its adoption.

Amendment [S-5141](#) was adopted by a voice vote.

Senator McCoy offered amendment [S-5143](#), filed by Senators McCoy and Bolckom from the floor to pages 2, 8, 9, and 12 of the bill, and moved its adoption.

Amendment [S-5143](#) was adopted by a voice vote.

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. 2348](#)), the vote was:

Yeas, 34:

Anderson	Courtney	Hogg	Schneider
Beall	Danielson	Horn	Schoenjahn
Behn	Dearden	Jochum	Segebart
Black	Dotzler	Johnson	Seng
Bolckom	Dvorsky	Mathis	Sodders
Bowman	Garrett	McCoy	Taylor
Brase	Gronstal	Petersen	Wilhelm
Breitbach	Hart	Quirnbach	
Chapman	Hatch	Ragan	

Nays, 16:

Bertrand	Ernst	Houser	Smith
Boettger	Feenstra	Kapucian	Whitver
Chelgren	Greiner	Rozenboom	Zaun
Dix	Guth	Sinclair	Zumbach

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 2130](#)

Senator Gronstal called up for consideration [Senate File 2130](#), a bill for an act 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, and including effective date provisions, amended by the House in House amendment [S-5139](#), filed April 8, 2014.

Senator McCoy offered amendment [S-5142](#), filed by him from the floor to page 1 of House amendment [S-5139](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5142](#) to House amendment [S-5139](#) be adopted?" ([S.F. 2130](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

Amendment [S-5142](#) to House amendment [S-5139](#) was adopted.

Senator McCoy moved that the Senate concur in the House amendment, as amended.

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

Senator McCoy moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2130](#)), the vote was:

Yeas, 27:

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

Nays, 23:

Anderson	Dix	Houser	Sinclair
Behn	Ernst	Johnson	Smith
Boettger	Feenstra	Kapucian	Whitver
Breitbach	Garrett	Rozenboom	Zaun
Chapman	Greiner	Schneider	Zumbach
Chelgren	Guth	Segebart	

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 File 2130](#) be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:57 a.m. until 4:00 p.m.

RECONVENED

The Senate reconvened at 4:09 p.m., President Jochum presiding.

MOTION TO RECONSIDER WITHDRAWN

[Senate File 2348](#)

Senator Dvorsky withdrew the following motion to reconsider filed by him from the floor:

MADAM PRESIDENT: I move to reconsider the vote by which [Senate File 2348](#) passed the Senate on April 9, 2014.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2348](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:11 p.m. until 9:00 a.m., Thursday, April 10, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 9, 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 [SF 2268](#) and [HF 2450](#).

Adjourned: 2:50 p.m.

STATE GOVERNMENT

Convened: Wednesday, April 9, 2014, 3:05 p.m.

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

Members Absent: Bowman (excused).

Committee Business: Governor's appointee.

Adjourned: 3:20 p.m.

INTRODUCTION OF BILLS

[Senate File 2350](#), by committee on Ways and Means, a bill for an act relating to payment of wages.

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

[Senate File 2351](#), by committee on Appropriations, a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: [HOUSE FILE 2450](#), a bill for an act relating to appropriations to the justice system and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5145](#).

Final Vote: Ayes, 13: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 7: Chapman, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 2351](#) (formerly [SF 2268](#)), a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Schoenjahn, Segebart, and Smith. Nays, 5: Chapman, Garrett, Guth, Kapucian, and Rozenboom. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on [Senate File 2351](#), and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *[SENATE FILE 2350 \(SSB 3214\)](#), a bill for an act relating to payment of wages.

Recommendation: APPROVED COMMITTEE BILL.

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.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 2350](#), and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 9, 2014, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 2319](#) – Relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

AMENDMENTS FILED

S-5142	S.F. 2130	Matt McCoy
S-5143	S.F. 2348	Matt McCoy Joe Bolkcom
S-5144	H.F. 2361	Daryl Beall Amanda Ragan
S-5145	H.F. 2450	Appropriations