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**STATE OF IOWA**

**Senate Journal**

**MONDAY, APRIL 14, 2014**

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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.)

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# JOURNAL OF THE SENATE

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NINETY-SECOND CALENDAR DAY  
FIFTY-THIRD SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, April 14, 2014

The Senate met in regular session at 1:06 p.m., President Jochum presiding.

Prayer was offered by Pastor Sarah Trone Garriott of Faith Lutheran Church in Clive, Iowa. She was the guest of Senator Schneider.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooke Beatty.

The Journal of Thursday, April 10, 2014, was approved.

## HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 10, 2014, **concurred** in the Senate amendment to the House amendment, **and passed** the following bill in which the concurrence of the House was asked:

[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.

ALSO: That the House has on April 10, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

**House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

Read first time and referred to committee on **Appropriations**.

#### RECESS

On motion of Senator Gronstal, the Senate recessed at 1:11 p.m. until the completion of a meeting of the committee on Rules and Administration.

#### RECONVENED

The Senate reconvened at 1:15 p.m., President Jochum presiding.

The Senate stood at ease at 1:26 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:29 p.m., President Jochum presiding.

#### INTRODUCTION OF RESOLUTION

**Senate Resolution 113**, by Quirnbach, a resolution honoring the Iowa State University men's basketball team.

Read first time and referred to **Rules and Administration**.

#### FINAL COMMITTEE REPORT OF BILL ACTION

##### RULES AND ADMINISTRATION

**Bill Title:** **SENATE RESOLUTION 113**, a resolution honoring the Iowa State University men's basketball team.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 11: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ernst, Ragan, Rozenboom, Sadders, and Whitver. Nays, none. Absent, none.

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

CONSIDERATION OF RESOLUTION  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 113](#).

[Senate Resolution 113](#)

On motion of Senator Quirnbach, [Senate Resolution 113](#), a resolution honoring the Iowa State University men's basketball team, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved the adoption of [Senate Resolution 113](#), which motion prevailed by a voice vote.

SPECIAL GUEST

President Jochum introduced to the Senate chamber Iowa State University men's basketball Head Coach, Fred Hoiberg, who addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 2:37 p.m. until 4:00 p.m.

RECONVENED

The Senate reconvened at 4:54 p.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:

Jonathan Martin, Landscape Architectural Examining Board

Alejandro Pino, Commission of Latino Affairs

Adam Kurth, Board of Psychology

Ralph Scott, Board of Psychology

Mark Hudson, Board of Social Work

Leann Jacobsen, Technology Advisory Council

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 (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 2351](#).

#### [Senate File 2351](#)

On motion of Senator Quirnbach, [Senate File 2351](#), 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, was taken up for consideration.

Senator Chelgren offered amendment [S-5149](#), filed by Senator Chelgren, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Quirnbach raised the point of order that amendment [S-5149](#) was not germane to the bill.

The Chair ruled the point not well-taken and amendment [S-5149](#) in order.

Senator Chelgren moved the adoption of amendment [S-5149](#).

A record roll call was requested.

On the question "Shall the amendment be adopted?" ([S.F. 2351](#)), the vote was:

Yeas, 25:

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

Nays, 25:

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

Absent, none.

Amendment [S-5149](#) lost.

Senator Feenstra offered amendment [S-5150](#), filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment [S-5150](#) was adopted by a voice vote.

Senator Quirnbach 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. 2351](#)), the vote was:

Yeas, 28:

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

Nays, 22:

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

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 2351](#) be **immediately messaged** to the House.

#### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:36 p.m. until 9:00 a.m., Tuesday, April 15, 2014.

## APPENDIX

### COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

#### DEPARTMENT OF EDUCATION

Supplemental Assistance for High-Need Schools Report, pursuant to 2013 Iowa Acts, Chapter 121, section 66. Report received on April 11, 2014.

### CERTIFICATES OF RECOGNITION

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

Seth Breyfogle of Gilbert Troop 157 – For becoming the first Boy Scout from Mid-Iowa Council to win the Dr. Bernard Harris Supernova Award. Senator Behn.

Rockwell Public Library – For celebrating their 100<sup>th</sup> anniversary. Senator Ragan.

### PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the northwest Senate gallery:

High school students from Tripoli High School, accompanied by Ray Carlson. Senator Schoenjahn.

### BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 2014, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 2339](#) – Relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

### AMENDMENTS FILED

<a href="#">S-5146</a>	<a href="#">H.F. 2450</a>	Thomas G. Courtney
<a href="#">S-5147</a>	<a href="#">H.F. 2450</a>	Julian B. Garrett
<a href="#">S-5148</a>	<a href="#">H.F. 2450</a>	Thomas G. Courtney



<u>S-5149</u>	<u>S.F. 2351</u>	Mark Chelgren Jack Whitver Jerry Behn Bill Dix Ken Rozenboom Amy Sinclair Michael Breitbach Dan Zumbach Tim L. Kapucian Julian B. Garrett Mark Segebart David Johnson Dennis Guth Brad Zaun Sandra Greiner Nancy J. Boettger Jake Chapman Charles Schneider Joni K. Ernst Bill Anderson Rick Bertrand Roby Smith
<u>S-5150</u>	<u>S.F. 2351</u>	Randy Feenstra
<u>S-5151</u>	<u>H.F. 2450</u>	Thomas G. Courtney