

PROOF

STATE OF IOWA

Senate Journal

MONDAY, APRIL 28, 2014

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JOURNAL OF THE SENATE

ONE HUNDRED SIXTH CALENDAR DAY
SIXTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 28, 2014

The Senate met in regular session at 11:03 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Friday, April 25, 2014, was approved.

The Senate stood at ease at 11:05 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:01 p.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:02 p.m. until 3:30 p.m.

RECONVENED

The Senate reconvened at 3:43 p.m., President Jochum presiding.

The Senate stood at ease at 3:44 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:23 p.m., President Jochum presiding.

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 28, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

[House File 2459](#), a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

ALSO: That the House has on April 28, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2476](#), a bill for an act relating to funding of unified law enforcement districts, and including effective date and applicability provisions.

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

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Houser and Segebart, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2454 and 2468.

[House File 2454](#)

On motion of Senator Seng, [House File 2454](#), a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryforward period, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Seng 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. 2454](#)), the vote was:

Yeas, 47:

Anderson	Courtney	Hatch	Schneider
Beall	Danielson	Hogg	Schoenjahn
Behn	Dix	Horn	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	

Nays, 1:

Dearden

Absent, 2:

Houser Segebart

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

[House File 2468](#)

On motion of Senator Petersen, [House File 2468](#), a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Petersen 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. 2468](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Houser Segebart

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

SENATE INSISTS

[Senate File 2239](#)

Senator Wilhelm called up for consideration [Senate File 2239](#), a bill for an act relating to elder abuse and providing penalties, amended by the House, further amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on [Senate File 2239](#) on the part of the Senate: Senators Wilhelm, Chair; Ragan, Dvorsky, Johnson, and Smith.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2239](#) and **House Files 2454** and **2468** be **immediately messaged** to the House.

The Senate stood at ease at 4:35 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:21 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2109](#).

[House File 2109](#)

On motion of Senator Dotzler, [House File 2109](#), a bill for an act relating to vapor products and alternative nicotine products, and providing penalties, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dotzler asked and received unanimous consent to withdraw amendment [S-5061](#), filed by the committee on Human Resources on March 13, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bolkom withdrew amendment [S-5174](#), filed by him on April 23, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bolkom offered amendment [S-5190](#), filed by Senator Bolkom, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment [S-5190](#) lost by a voice vote.

Senator Dotzler offered amendment [S-5088](#), filed by him on March 25, 2014, to page 1 of the bill, and moved its adoption.

Amendment [S-5088](#) was adopted by a voice vote.

Senator Dotzler 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. 2109](#)), the vote was:

Yeas, 37:

Anderson	Courtney	Hart	Sinclair
Beall	Danielson	Horn	Smith
Behn	Dix	Johnson	Sodders
Bertrand	Dotzler	Kapucian	Whitver
Boettger	Ernst	Mathis	Wilhelm
Bowman	Feenstra	Quirnbach	Zaun
Brase	Garrett	Ragan	Zumbach
Breitbach	Greiner	Rozenboom	
Chapman	Gronstal	Schneider	
Chelgren	Guth	Schoenjahn	

Nays, 12:

Black	Dvorsky	Jochum	Segebart
Bolkcom	Hatch	McCoy	Seng
Dearden	Hogg	Petersen	Taylor

Absent, 1:

Houser

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 File 2109](#) be **immediately messaged** to the House.

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 28, 2014, appointed the conference committee to [Senate File 2239](#), a bill for an act relating to elder abuse and providing penalties, and the Conference Committee members on the part of the House are: the representative from Boone, Representative Baltimore, Chair; the representative from Story, Representative Heddens; the representative from Clay, Representative Hess; the representative from Cedar; Representative Kaufmann; and the representative from Clinton, Representative Wolfe.

ALSO: That the House has on April 28, 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 303](#), a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions.

ALSO: That the House has on April 28, 2014, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2352](#), a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 7:01 p.m. until 1:00 p.m., Tuesday, April 29, 2014.

APPENDIX

CERTIFICATE OF RECOGNITION

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

Frances Anthony, Davenport – For celebrating her 95th birthday. Senator Smith.

AMENDMENT FILED

S-5190H.F. 2109

Joe Bolkcom
Robert E. Dvorsky
Matt McCoy
Dick L. Dearden
Robert M. Hogg
Janet Petersen
Jeff Danielson
Dr. Joe M. Seng
Daryl Beall
Rita Hart
Dennis H. Black
Pam Jochum
Jack Hatch
Liz Mathis
Chris Brase