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**STATE OF IOWA**

**Senate Journal**

**MONDAY, FEBRUARY 2, 2015**

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# JOURNAL OF THE SENATE

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TWENTY-SECOND CALENDAR DAY  
THIRTEENTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, February 2, 2015

The Senate met in regular session at 1:04 p.m., President Pro Tempore Soddors 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 Matthew Voss.

The Journal of Thursday, January 29, 2015, was approved.

## ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:11 p.m. until 9:00 a.m., Tuesday, February 3, 2015.

## 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:

#### AUDITOR OF STATE

Independent Auditor's Report – Iowa Lottery Authority, pursuant to Iowa Code section 11.2. Report received on January 30, 2015.

## DEPART OF COMMERCE (INSURANCE DIVISION)

Cemetery and Funeral Report, pursuant to Iowa Code section 523A.801(3). Report received on January 30, 2015.

Report on Dental External Review, pursuant to 2014 Iowa Acts, [HF 2463](#), section 112. Report received on January 28, 2015.

## DEPARTMENT OF EDUCATION

Core Curriculum Report, pursuant to Iowa Code section 256.9(54). Report received on February 2, 2015.

Education Report—School Infrastructure Funding, pursuant to Iowa Code section 256.9(19). Report received on February 2, 2015.

## DEPARTMENT OF HUMAN SERVICES

Mental Health Services for Children and Youth Report, pursuant to Iowa Code section 225C.54(5). Report received on January 30, 2015.

## DEPARTMENT OF PUBLIC HEALTH

Implementation of [SF 303](#) Division VI Licensed Professions, Occupations, and Veterans Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 35. Report received on January 30, 2015.

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 36. Report received on January 30, 2015.

## DEPARTMENT OF TRANSPORTATION

FY 2014 Annual Report of the Iowa Highway Research Board, pursuant to Iowa Code sections 310.36 and 312.3A. Report received on January 30, 2015.

FY 2014 Recycled Content Plastic Bag and Soy Inks Report, pursuant to Iowa Code section 307.21. Report received on January 30, 2015.

Registered Flex Fuel Vehicles, pursuant to Iowa Code section 452.33(3). Report received on January 30, 2015.

Secondary Road Research Fund Report, pursuant to Iowa Code section 310.36. Report received on January 30, 2015.

Street Research Fund Report, pursuant to Iowa Code section 312.3A. Report received on January 30, 2015.

## DEPARTMENT OF WORKFORCE DEVELOPMENT

FY 2014 Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 30, 2015.

Labor Services Report, pursuant to Iowa Code section 91.4(5). Report received on January 30, 2015.

Occupational Safety and Health Report, pursuant to Iowa Code section 88.19. Report received on January 30, 2015.

Worker's Compensation Report, pursuant to Iowa Code section 86.9. Report received on January 30, 2015.

### CERTIFICATES OF RECOGNITION

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

Solon High School Volleyball Team—For being named 2014 Class 3A State Champions. Senator Dvorsky.

Helen Taylor, Council Bluffs—For celebrating her 96<sup>th</sup> birthday. Senator Gronstal.

### REPORTS OF COMMITTEE MEETINGS

#### ECONOMIC GROWTH

**Convened:** Thursday, January 29, 2015, 3:00 p.m.

**Members Present:** Hart, Chair; Soddors, Vice Chair; Bisignano, Breitbach, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm.

**Members Absent:** Chelgren, Ranking Member; Anderson, Bowman, and Chapman (all excused).

**Committee Business:** Presentation on Iowa Economic Development Authority's proposal on biochemical tax credit and angel tax credit by Tim Whipple.

**Adjourned:** 3:50 p.m.

#### EDUCATION

**Convened:** Monday, February 2, 2015, 2:05 p.m.

**Recessed:** 2:10 p.m.

**Reconvened:** 2:35 p.m.

**Members Present:** Quirnbach, Chair; Schoenjahn, Vice Chair; Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm.

**Members Absent:** Sinclair, Ranking Member; Behn, and Zaun (all excused).

**Committee Business:** Discussed SSBs 1045, 1054, 1055, and 1057.

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

#### STATE GOVERNMENT

**Convened:** Monday, February 2, 2015, 3:05 p.m.

**Members Present:** Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Dearden, Dvorsky, Horn, Johnson, Petersen, Schoenjahn, Schultz, and Whitver.

**Members Absent:** Chapman, Feenstra, and McCoy (all excused).

**Committee Business:** Discussed SSBs 1061 and 1063; Vision Iowa Board appointee and Commission of Asian Pacific Islander Affairs appointee.

**Adjourned:** 3:45 p.m.

#### INTRODUCTION OF BILLS

[Senate File 122](#), by committee on Commerce, a bill for an act concerning access to documents during the competitive bidding process for public improvement contracts.

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

[Senate File 123](#), by committee on Commerce, a bill for an act prohibiting a person or club holding a liquor control license or retail wine or beer permit from selling or possessing alcoholic liquor in powdered or crystalline form for consumption and making penalties applicable.

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

[Senate File 124](#), by committee on Commerce, a bill for an act concerning the reporting and payment of wine gallonage sales and taxes.

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

[Senate File 125](#), by committee on Commerce, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

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

[Senate File 126](#), by committee on Ways and Means, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

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

[Senate File 127](#), by Allen and Sinclair, a bill for an act increasing the amount of the fees retained by a county treasurer for the issuance or renewal of driver's licenses.

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

[Senate File 128](#), by Rozenboom, a bill for an act relating to the establishment, operation, and dissolution of rural improvement zones.

Read first time and referred to committee on **Local Government**.

[Senate File 129](#), by Hogg, a bill for an act requiring proof of financial assurance relating to accidental hazardous pipeline discharge damage claims, and including effective and applicability date provisions.

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

#### STUDY BILLS RECEIVED

[SSB 1122](#)      **State Government**

Relating to radon control and making penalties applicable.

[SSB 1123](#)      **State Government**

Providing for charitable food donations to food banks and similar organizations, and providing for appropriations.

[SSB 1124](#)      **State Government**

Concerning the sale of native wine.

**SSB 1125 State Government**

Concerning the definition of beer for purposes of beer brewers and wholesalers.

**SSB 1126 State Government**

Providing for appropriations to the statewide fire and police retirement system and including effective date provisions.

**SSB 1127 State Government**

Relating to certain public safety personnel engaging in charitable solicitation on public roads and streets and making penalties applicable.

**SSB 1128 State Government**

Relating to health care coverage of certain nonstate public employees and officials and employees of nonprofit employers under the state health insurance plan and including effective date provisions.

**SSB 1129 State Government**

Relating to licensure of retired volunteer dentists and dental hygienists.

**SSB 1130 State Government**

Providing for the licensing of polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions.

**SUBCOMMITTEE ASSIGNMENTS****Senate Joint Resolution 2**

STATE GOVERNMENT: Dearden, Chair; Courtney and Whitver

**Senate File 56**

STATE GOVERNMENT: Danielson, Chair; Courtney and Johnson

[Senate File 65](#)

STATE GOVERNMENT: Danielson, Chair; Horn and Whitver

[Senate File 66](#)

STATE GOVERNMENT: Danielson, Chair; Dearden and Schultz

[Senate File 71](#)

STATE GOVERNMENT: Danielson, Chair; Feenstra and Schoenjahn

[Senate File 78](#)

STATE GOVERNMENT: Danielson, Chair; Horn and Johnson

[Senate File 82](#)

STATE GOVERNMENT: Dvorsky, Chair; Danielson and Johnson

[Senate File 96](#)

STATE GOVERNMENT: Danielson, Chair; Bowman and Chapman

[Senate File 97](#)

STATE GOVERNMENT: Danielson, Chair; Courtney and Schultz

[Senate File 98](#)

STATE GOVERNMENT: Danielson, Chair; Feenstra and Schoenjahn

[Senate File 113](#)

STATE GOVERNMENT: Horn, Chair; Dvorsky and Whitver

[Senate File 114](#)

STATE GOVERNMENT: Horn, Chair; Dvorsky and Johnson

[Senate File 119](#)

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Whitver

[Senate File 120](#)

STATE GOVERNMENT: Danielson, Chair; Bowman and Chapman

[Senate File 121](#)

STATE GOVERNMENT: Dvorsky, Chair; Horn and Whitver



[SSB 1122](#)

STATE GOVERNMENT: McCoy, Chair; Bertrand and Petersen

[SSB 1123](#)

STATE GOVERNMENT: Petersen, Chair; Danielson and Whitver

[SSB 1124](#)

STATE GOVERNMENT: Schoenjahn, Chair; Dearden and Schultz

[SSB 1125](#)

STATE GOVERNMENT: Courtney, Chair; Horn and Schultz

[SSB 1126](#)

STATE GOVERNMENT: Danielson, Chair; Bertrand and Horn

[SSB 1127](#)

STATE GOVERNMENT: Dearden, Chair; Dvorsky and Johnson

[SSB 1128](#)

STATE GOVERNMENT: Dvorsky, Chair; Danielson and Johnson

[SSB 1129](#)

STATE GOVERNMENT: Bowman, Chair; Johnson and Petersen

[SSB 1130](#)

STATE GOVERNMENT: Danielson, Chair; Petersen and Whitver

## FINAL COMMITTEE REPORTS OF BILL ACTION

### COMMERCE

**Bill Title:** \*[SENATE FILE 122 \(SSB 1036\)](#), a bill for an act concerning access to documents during the competitive bidding process for public improvement contracts.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Sodders, and Zumbach. Nays, none. Absent, 1: Bertrand.

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

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 122](#), and they were attached to the committee report.

**ALSO:**

**Bill Title:** [SENATE FILE 123 \(SSB 1031\)](#), a bill for an act prohibiting a person or club holding a liquor control license or retail wine or beer permit from selling or possessing alcoholic liquor in powdered or crystalline form for consumption and making penalties applicable.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

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

**ALSO:**

**Bill Title:** [SENATE FILE 124 \(SSB 1034\)](#), a bill for an act concerning the reporting and payment of wine gallonage sales and taxes.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

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

**ALSO:**

**Bill Title:** [SENATE FILE 125 \(SSB 1033\)](#), a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

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

**WAYS AND MEANS**

**Bill Title:** [SENATE FILE 126 \(SSB 1059\)](#), a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 12: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Jochum, McCoy, Schultz, Seng, and Smith. Nays, 1: Hogg. Absent, 2: Petersen and Quirmbach.

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

**RESOLUTION**

The following resolution was presented and placed on file:

Resolution number 2015-294 from the City of Burlington supporting increased funding for transportation projects.

**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:

**STATE GOVERNMENT**

Manisha Paudel – Commission of Asian and Pacific Islander Affairs

Rebecca Anderson – Vision Iowa Board