

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, FEBRUARY 12, 2015

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JOURNAL OF THE SENATE

THIRTY-SECOND CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 12, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Pastor Tim Miller, retired Lutheran Minister from Williamsburg, Iowa. He was the guest of Senator Kapucian.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Wednesday, February 11, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Richard Lumbard, the governor's appointee to be the Executive Director of the Iowa Telecommunications and Technology Commission. He was the guest of Senators Allen and Mathis and the committee on Commerce.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 8](#), a resolution designating February 12, 2015, as Black History Day at the Iowa State Capitol for recognition and celebration by educational and historical groups throughout the state.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Chapman, Courtney, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, 1: Dearden.

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 8](#).

[Senate Resolution 8](#)

On motion of Senator Bisignano, [Senate Resolution 8](#), a resolution designating February 12, 2015, as Black History Day at the Iowa State Capitol for recognition and celebration by educational and historical groups throughout the state, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano moved the adoption of [Senate Resolution 8](#), which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:22 a.m. until 1:00 p.m., Monday, February 16, 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:

ECONOMIC DEVELOPMENT AUTHORITY

Businesses and Community Based Seed Capital Funds Tax Credits Report, pursuant to Iowa Code section 15E.46. Report received on February 12, 2015.

DEPARTMENT OF REVENUE

Corporate Income Tax Research Activities Credit Report, pursuant to Iowa Code section 422.33(5)(h). Report received on February 12, 2015.

Economic Development Authority Research Activities Credit Report, pursuant to Iowa Code section 15.335(9). Report received on February 12, 2015.

Individual Income Tax Research Activities Credit Report, pursuant to Iowa Code section 422.10(6). Report received on February 12, 2015.

CERTIFICATE OF RECOGNITION

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

Jack and Patricia McEachron, Clinton—For celebrating their 50th wedding anniversary. Senator Hart.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 12, 2015, 1:00 p.m.

Members Present: Petersen, Chair; McCoy, Vice Chair; Anderson, Ranking Member; Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Sinclair, Smith, Soddors, and Zumbach.

Members Absent: Seng (excused).

Committee Business: Consideration of SSBs 1085 and 1107.

Adjourned: 1:10 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 11, 2015, 3:05 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Passed [SF 40](#), as amended; passed SSBs 1102 and 1118; and presentation on mental health.

Adjourned: 4:10 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 12, 2015, 2:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Presentation by Secretary of Agriculture, Bill Northey.

Adjourned: 2:45 pm.

RULES AND ADMINISTRATION

Convened: Thursday, February 12, 2015, 9:00 a.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: Dearden (excused).

Committee Business: Adopted [SR 8](#).

Adjourned: 9:05 a.m.

**ADMINISTRATION AND REGULATION APPROPRIATIONS
SUBCOMMITTEE**

Convened: Thursday, February 12, 2015, 10:00 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Allen and Guth.

Members Absent: Zumbach, Ranking Member (excused).

Committee Business: Presentations from the state of Iowa's Chief Information Officer, Robert von Wolfradt and Steve Lukan, Director of the Office of Drug Control Policy.

Adjourned: 11:00 a.m.

**AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS
SUBCOMMITTEE**

Convened: Thursday, February 12, 2015, 10:05 a.m.

Members Present: Wilhelm, Chair; Kinney, Vice Chair; and Rozenboom, Ranking Member.

Members Absent: Dearden and Schultz (both excused).

Committee Business: Presentations by Catharine Fitzsimmons from the Department of Natural Resources and Dan Nickey from UNI.

Adjourned: 11:05 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, February 12, 2015, 10:05 a.m.

Members Present: Schoenjahn, Chair; Quirnbach, Vice Chair; Kraayenbrink, Ranking Member; Horn, and Sinclair.

Members Absent: None.

Committee Business: Presentations by Iowa Public Television and Microsoft IT Academy.

Adjourned: 11:05 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 10, 2015, 10:05 a.m.

Members Present: Ragan, Chair; Bolkcom, Vice Chair; Segebart, Ranking Member; and Dvorsky.

Members Absent: Johnson (excused).

Committee Business: Presentations by Rick Shults, MHDS Division Administrator; Steve Johnson, Clinical Director of Magellan Health; and Debbie Orduna, Program Director of In Home Family Services in Iowa from Boys Town.

Adjourned: 10:55 a.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, February 12, 2015, 10:00 a.m.

Members Present: McCoy, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; and Petersen.

Members Absent: Anderson (excused).

Committee Business: Presentation by Mary Cownie, Director of the Department of Cultural Affairs.

Adjourned: 10:55 a.m.

INTRODUCTION OF RESOLUTION

[Senate Joint Resolution 5](#), by Zaun and Bertrand, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the sessions of the general assembly.

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

INTRODUCTION OF BILLS

[Senate File 226](#), by committee on State Government, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

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

[Senate File 227](#), by committee on Education, a bill for an act relating to the school start date and eliminating waiver and penalty provisions.

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

[Senate File 228](#), by committee on Human Resources, a bill for an act relating to the use of moneys in the anatomical gift public awareness and transplantation fund.

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

[Senate File 229](#), by committee on Human Resources, a bill for an act relating to the Iowa health information network, and including effective date provisions.

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

[Senate File 230](#), by Zaun and Chelgren, a bill for an act relating to education by modifying the duties and authority of certain state and local governmental entities, establishing an education savings grant program and fund, making appropriations, providing penalties, and including effective date and applicability provisions.

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

[Senate File 231](#), by Garrett, Segebart, Breitbach, Schultz, Rozenboom, Bertrand, and Costello, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

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

[Senate File 232](#), by committee on Human Resources, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

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

STUDY BILLS RECEIVED

[SSB 1177](#) **State Government**

Concerning payroll deductions for certain eligible qualified tuition program contributions.

[SSB 1178](#) **Ways and Means**

Creating a student debt reduction organization tax credit available against the individual and corporate income tax, providing for the exclusion of student debt reduction grants from the individual income tax, and including retroactive and other applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 187](#)

WAYS AND MEANS: Quirnbach, Chair; Feenstra and Seng

[Senate File 189](#)

WAYS AND MEANS: Quirnbach, Chair; Allen and Anderson

[Senate File 195](#)

TRANSPORTATION: Dvorsky, Chair; Dearden and Kraayenbrink

[Senate File 196](#)

TRANSPORTATION: Dvorsky, Chair; Kapucian and McCoy

[Senate File 209](#)

STATE GOVERNMENT: Bowman, Chair; Schoenjahn and Schultz

[Senate File 210](#)

WAYS AND MEANS: Hogg, Chair; Bolkcom and Feenstra

[Senate File 211](#)

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

[Senate File 212](#)

TRANSPORTATION: Dvorsky, Chair; Feenstra and Horn

[Senate File 213](#)

TRANSPORTATION: Brase, Chair; Feenstra and Horn

[Senate File 214](#)

STATE GOVERNMENT: Dvorsky, Chair; Courtney and Johnson

[Senate File 215](#)

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Feenstra

[Senate File 225](#)

STATE GOVERNMENT: McCoy, Chair; Dvorsky and Schultz

[SSB 1004](#)
(Reassigned)

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bertrand and Courtney

[SSB 1176](#)
(Reassigned)

JUDICIARY: Soddors, Chair; Quirmbach and Schneider

[SSB 1177](#)

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Johnson

[SSB 1178](#)

WAYS AND MEANS: Bolkcom, Chair; Feenstra and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: [SENATE FILE 227 \(SSB 1058\)](#), a bill for an act relating to the school start date and eliminating waiver and penalty provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Schoenjahn, Sinclair, Bowman, Dvorsky, Hart, Hogg, Kinney, Kraayenbrink, Mathis, Wilhelm, and Zaun. Nays, 3: Behn, Johnson, and Schultz. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: [SENATE FILE 228 \(SSB 1118\)](#), a bill for an act relating to the use of moneys in the anatomical gift public awareness and transplantation fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 229 \(SSB 1102\)](#), a bill for an act relating to the Iowa health information network, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [*SENATE FILE 232](#) (formerly [SF 40](#)), a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, and Wilhelm. Nays, 2: Chelgren and Taylor. 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 Human Resources Committee on [Senate File 232](#), and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: [SENATE FILE 226 \(SSB 1135\)](#), a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Bertrand, Bowman, Chapman, Feenstra, Horn, Schoenjahn, Schultz, and Whitver. Nays, 4: Courtney, Dearden, Dvorsky, and Johnson. Present, 1: McCoy. Absent, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Todd Christensen – Elevator Safety Board