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**STATE OF IOWA**

**Senate Journal**

**WEDNESDAY, APRIL 1, 2015**

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# JOURNAL OF THE SENATE

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EIGHTIETH CALENDAR DAY  
FORTY-EIGHTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Wednesday, April 1, 2015

The Senate met in regular session at 9:04 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 Lauren Gentile.

The Journal of Tuesday, March 31, 2015, was approved.

## INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Jerry Bartruff, the governor's appointee to be Director of the Department of Corrections. He was the guest of Senators Schneider and Sadders and the committee on Judiciary.

The Secretary of the Senate introduced Donna Harvey, the governor's appointee to be Director of the Department on Aging. She was the guest of Senators Johnson and Mathis and the committee on Human Resources.

## SPECIAL GUESTS

Senator Rozenboom welcomed to the Senate chamber Queen Eleanor Witt and representatives from Pella's Eightieth Annual Tulip Time Festival.

Queen Witt and her court appeared before the rostrum. Queen Witt introduced the following members of her court: Megan Atkins, Emily Van Gorp, Jessica Vos, and Leah Wilborn.

Queen Witt presented President Jochum with a package of the famous Pella Dutch pastries and invited the Senate chamber to attend the Tulip Time Festival in Pella on May 7, 8, and 9, 2015.

The Queen, her attendants, and their parents distributed pastries to the senators and staff.

## ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:21 a.m. until 9:00 a.m., Thursday, April 2, 2015.

## APPENDIX

### CERTIFICATES OF RECOGNITION

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

Allyson Bendorf, Harlan—For being honored as 2015 Iowa Young Mother of the Year. Senator Schultz.

Arthur De Boef, New Sharon—For celebrating his 100<sup>th</sup> birthday. Senator Rozenboom.

Donna Ewert—For being honored as 2015 Iowa Young Mother of the Year. Senator Schultz.

Curt Hames, Marion—For celebrating his 90<sup>th</sup> birthday. Senator Dix.

Loren and Marilyn Peters, Clinton—For celebrating their 60<sup>th</sup> wedding anniversary. Senator Hart.

### REPORTS OF COMMITTEE MEETINGS

#### AGRICULTURE

**Convened:** Wednesday, April 1, 2015, 2:30 p.m.

**Members Present:** Seng, Chair; Ragan, Vice Chair; Zumbach, Ranking Member; Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, Soddors, and Taylor.

**Members Absent:** None.

**Committee Business:** Passed [HF 583](#).

**Adjourned:** 2:45 p.m.

#### COMMERCE

**Convened:** Wednesday, April 1, 2015, 11:00 a.m.

**Recessed:** 11:05 a.m.

**Reconvened:** 11:15 a.m.

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

**Members Absent:** Bertrand (excused).

**Committee Business:** Considered HFs 229 and 504.

**Adjourned:** 11:20 a.m.

#### STATE GOVERNMENT

**Convened:** Wednesday, April 1, 2015, 1:05 p.m.

**Members Present:** Danielson, Chair; Courtney, Vice Chair; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

**Members Absent:** Bertrand, Ranking Member (excused).

**Committee Business:** Passed [HF 146](#) and [HF 506](#), as amended. Governor's appointees.

**Adjourned:** 1:35 p.m.

#### VETERANS AFFAIRS

**Convened:** Wednesday, April 1, 2015, 1:40 p.m.

**Members Present:** Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Costello, Danielson, Hart, Ragan, Rozenboom, and Soddors.

**Members Absent:** Chelgren (excused).

**Committee Business:** Passed [HF 414](#).

**Adjourned:** 1:45 p.m.

## INTRODUCTION OF BILLS

[Senate File 485](#), by committee on Ways and Means, a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

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

[Senate File 486](#), by committee on Ways and Means, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

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

[Senate File 487](#), by committee on Ways and Means, a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

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

[Senate File 488](#), by committee on Ways and Means, a bill for an act relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations.

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

## FINAL COMMITTEE REPORTS OF BILL ACTION

## AGRICULTURE

**Bill Title:** [HOUSE FILE 583](#), a bill for an act relating to the control of effluent from animal truck wash facilities, by requiring certain permits, regulating storage and application of effluent, and making penalties applicable.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 13: Seng, Ragan, Zumbach, Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, Soddors, and Taylor. Nays, none. Absent, none.

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

## COMMERCE

**Bill Title:** [HOUSE FILE 229](#), a bill for an act relating to the regulation of free offers and buying club memberships.

**Recommendation:** AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3089](#).

**Final Vote:** Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolkcom, 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:** [HOUSE FILE 504](#), a bill for an act relating to electronic delivery and posting of insurance notices and documents.

**Recommendation:** DO PASS.

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

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

## STATE GOVERNMENT

**Bill Title:** [HOUSE FILE 146](#), a bill for an act concerning gambling game prohibited activities and making penalties applicable.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 14: Danielson, Courtney, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Bertrand.

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

**VETERANS AFFAIRS**

**Bill Title:** [HOUSE FILE 414](#), a bill for an act requiring disclosures by private providers of veterans benefits services and including penalties.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 10: Horn, Mathis, Segebart, Allen, Costello, Danielson, Hart, Ragan, Rozenboom, Sodders. Nays, none. Absent, 1: Chelgren.

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

**WAYS AND MEANS**

**Bill Title:** [SENATE FILE 485](#) (formerly [SF 365](#)), a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

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

**ALSO:**

**Bill Title:** [SENATE FILE 486](#) (formerly [SF 371](#)), a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

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

**ALSO:**

**Bill Title:** [SENATE FILE 487](#) (formerly [SF 348](#)), a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

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

**ALSO:**

**Bill Title:** [SENATE FILE 488](#) (formerly [SF 382](#)), a bill for an act relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

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

#### 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

Lisa Kingery – Board of Respiratory Care  
Kathleen Parris – Board of Respiratory Care

##### AMENDMENT FILED

[S-3089](#)      [H.F. 229](#)      Commerce