

PROOF

STATE OF IOWA

Senate Journal

MONDAY, APRIL 6, 2015

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JOURNAL OF THE SENATE

EIGHTY-FIFTH CALENDAR DAY
FIFTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 6, 2015

The Senate met in regular session at 1:12 p.m., President Jochum presiding.

Prayer was offered by the Oskaloosa String Ensemble. They were the guests of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

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

The Journal of Thursday, April 2, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Courtney Kay-Decker, the governor's appointee to be Director of Revenue. She was the guest of Senators Bolkcom and Breitbach and the committee on Ways and Means.

The Secretary of the Senate introduced JoAnn Johnson, the governor's appointee to be Superintendent of Credit Unions. She was the guest of Senators Anderson and Bolkcom and the committee on Commerce.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 26](#) (formerly [SR 25](#)), a resolution honoring the University of Northern Iowa men's basketball team and program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF RESOLUTION

[Senate Resolution 26](#), by committee on Rules and Administration, a Resolution honoring the University of Northern Iowa men's basketball team and program.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 26](#).

[Senate Resolution 26](#)

On motion of Senator Danielson, [Senate Resolution 26](#), a resolution honoring the University of Northern Iowa men's basketball team and program, with report of committee recommending passage, was taken up for consideration.

Senator Danielson moved the adoption of [Senate Resolution 26](#), which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Danielson introduced to the Senate chamber UNI men's basketball team, accompanied by head coach, Ben Jacobson. Coach Jacobson addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:50 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 2:48 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Segebart, until he arrives, on request of Senator Chelgren; and Senator Dearden, until he returns, on request of Senator Gronstal.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 422 and 485.

[Senate File 422](#)

On motion of Senator Bowman, **[Senate File 422](#)**, a bill for an act relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, making penalties applicable, and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Bowman offered amendment **[S-3098](#)**, filed by him from the floor to pages 2 and 5–6 of the bill, and moved its adoption.

Amendment **[S-3098](#)** was adopted by a voice vote.

Senator Bowman asked and received unanimous consent that **[House File 563](#)** be substituted for **[Senate File 422](#)**.

[House File 563](#)

On motion of Senator Bowman, **[House File 563](#)**, a bill for an act relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Bowman 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. 563](#)), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden Segebart

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

WITHDRAWN

Senator Bowman asked and received unanimous consent that [Senate File 422](#) be **withdrawn** from further consideration of the Senate.

[Senate File 485](#)

On motion of Senator Hogg, [Senate File 485](#), 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, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Hogg 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. 485](#)), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden Segebart

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 258](#).

[House File 258](#)

On motion of Senator Hogg, [House File 258](#), a bill for an act relating to sexual misconduct with offenders and juveniles, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Senator Hogg 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. 258](#)), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shiple
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden Segebart

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 485](#) and **House Files 258** and **563** be **immediately messaged** to the House.

REFERRAL TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Geri Huser – Director and member of the Utilities Board

THOMAS G. COURTNEY

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:

Betty Grandquist, Commission on Aging

Rachel Eubank, Alcoholic Beverages Commission

Rita Perea, Board of Athletic Training

Warren Hunsberger Jr., Iowa Drug Policy Advisory Council

Dorothy Walters, Board of Hearing Aid Dispensers

Jennifer Brand, Interior Design Examining Board
Serena Zwanziger, Interior Design Examining Board

Patrick Schmitz, Mental Health and Disability Services Commission

Patrick Schmitz, Mental Health Risk Pool Board

Susan Pleva, Plumbing and Mechanical Systems Examining Board

Terry Duggan, Real Estate Commission

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

David Erickson, State Board of Tax Review

Merlin Bartz, Vision Iowa Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shiple
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith

Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden Segebart

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:12 p.m. until 9:00 a.m., Tuesday, April 7, 2015.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Monday, April 06, 2015, 1:05 p.m.

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

Members Absent: None.

Committee Business: Passed [SR 25](#).

Adjourned: 1:10 p.m.

ALSO:

Convened: Monday, April 06, 2015, 1:50 p.m.

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

Members Absent: None.

Committee Business: Passed [SR 27](#).

Adjourned: 1:55 p.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 27](#), by Dearden, a resolution recognizing and congratulating the Grand View University Wrestling Team and program on its outstanding achievements in National Association of Intercollegiate Athletics wrestling.

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

STUDY BILLS RECEIVED

[SSB 1271](#) **Ways and Means**

Authorizing the establishment of promotion areas by cities and authorizing the imposition of a local lodging fee.

[SSB 1272](#) **Ways and Means**

Relating to revenue and taxation by increasing the sales and use tax rates, establishing transfers to the natural resources and outdoor recreation trust fund, and including effective date provisions.

[SSB 1273](#) **Ways and Means**

Relating to certain fees collected by the county sheriff.

[SSB 1274](#) **Ways and Means**

Providing for an increase in birth certificate fees.

[SSB 1275](#) **Ways and Means**

Relating to state taxation by amending the sales and use tax and excise tax imposed on certain machinery, equipment, attachments, and replacement parts used in construction.

SUBCOMMITTEE ASSIGNMENTS

[SSB 1271](#)

WAYS AND MEANS: Dotzler, Chair; Allen and Smith

[SSB 1272](#)

WAYS AND MEANS: Hogg, Chair; Behn and Bolkcom

[SSB 1273](#)

WAYS AND MEANS: Quirnbach, Chair; Allen and Anderson

[SSB 1274](#)

WAYS AND MEANS: Petersen, Chair; Bolkcom and Smith

[SSB 1275](#)

WAYS AND MEANS: Dotzler, Chair; Feenstra and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: [HOUSE FILE 449](#), a bill for an act relating to the development and initial implementation of an inpatient psychiatric bed tracking system by the department of human services.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3101](#).

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 510](#), a bill for an act relating to the transportation of persons with a substance-related disorder or a mental illness.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3102](#).

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE FILE 534](#), a bill for an act relating to stipends for the mental health professional shortage area program.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3103](#).

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 27](#), a resolution recognizing and congratulating the Grand View University Wrestling Team and program on its outstanding achievements in National Association of Intercollegiate Athletics wrestling.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: [HOUSE FILE 597](#), a bill for an act relating to the distribution of fines imposed by the automated enforcement of traffic laws.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-3100](#).

Final Vote: Ayes, 11: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, Quirnbach, and Smith. Nays, 2: Danielson and McCoy. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3095	H.F. 227	Tony Bisignano
S-3096	S.F. 482	Jeff Danielson
S-3097	H.F. 381	Herman C. Quirnbach
S-3098	S.F. 422	Tod R. Bowman
S-3099	S.F. 482	Tony Bisignano
S-3100	H.F. 597	Transportation
S-3101	H.F. 449	Human Resources
S-3102	H.F. 510	Human Resources
S-3103	H.F. 534	Human Resources