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**STATE OF IOWA**

**Senate Journal**

**MONDAY, APRIL 20, 2015**

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Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

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# JOURNAL OF THE SENATE

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NINETY-NINTH CALENDAR DAY  
FIFTY-EIGHTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, April 20, 2015

The Senate met in regular session at 1:05 p.m., President Jochum presiding.

Prayer was offered by Pastor Matt Mardis-LeCroy of Plymouth United Church of Christ in Des Moines, Iowa. He was the guest of Senators Petersen and McCoy.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Gentile.

The Journal of Thursday, April 16, 2015, was approved.

## SPECIAL GUEST

Senator Jochum introduced to the Senate chamber United States Congressman David Loeb sack.

The Senate rose and expressed its welcome.

The Senate stood at ease at 1:09 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:50 p.m., President Jochum presiding.

## LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand and Johnson, until they arrive, on request of Senator Dix.

## SENATE RECEDES

House File 347

Senator Mathis called up for consideration House File 347, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions, amended by the Senate, and moved that the Senate recede from its amendment.

The motion prevailed by a voice vote and the Senate **receded** from its amendment.

Senator Mathis 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. 347), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

CONSIDERATION OF BILL  
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 621](#).

[House File 621](#)

On motion of Senator Dotzler, [House File 621](#), a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue, with report of committee recommending passage, was taken up for consideration.

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. 621](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

## HOUSE AMENDMENT CONSIDERED

[Senate File 415](#)

Senator Gronstal called up for consideration [Senate File 415](#), a bill for an act related to elections administration and election officials, amended by the House in House amendment [S-3129](#), filed April 16, 2015.

Senator Courtney moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Courtney moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 415](#)), the vote was:

Yeas, 47:

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

Nays, 1:

Sinclair

Absent, 2:

Bertrand                  Johnson

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

CONSIDERATION OF BILL  
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 599](#).

[House File 599](#)

On motion of Senator Hogg, [House File 599](#), a bill for an act relating to the division of assets and liabilities of school districts involved in a reorganization or dissolution and including applicability provisions, placed on the Unfinished Business Calendar on April 9, 2015, 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. 599](#)), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Bertrand	Johnson
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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 415](#) and **House Files 347, 599, and 621** be **immediately messaged** to the House.

## ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:09 p.m. until 9:00 a.m., Tuesday, April 21, 2015.

## APPENDIX

## COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

## DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Loess Hills Development and Conservation Authority Report, pursuant to Iowa Code section 161D.8(1). Report received on April 17, 2015.

## INTRODUCTION OF RESOLUTIONS

[Senate Resolution 30](#), by Bisignano, a resolution recognizing the 50th anniversary of the Iowa Civil Rights Act of 1965.

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

[Senate Resolution 31](#), by committee on Rules and Administration, a resolution honoring the Morningside College women's basketball team.

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

[Senate Resolution 32](#), by committee on Rules and Administration, a resolution recognizing and congratulating Kyven Gadson on his outstanding achievements in college wrestling and as a student-athlete at Iowa State University.

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

[Senate Resolution 33](#), by committee on Rules and Administration, a resolution recognizing the 50th anniversary of the Iowa Civil Rights Act of 1965.

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

#### INTRODUCTION OF BILL

[Senate File 491](#), by Anderson, a bill for an act creating a geothermal tax credit available against the individual income tax and including effective date and applicability provisions.

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

#### STUDY BILLS RECEIVED

##### [SSB 1277](#)     **Appropriations**

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and applicability provisions.

##### [SSB 1278](#)     **Ways and Means**

Relating to state and local taxation by amending the sales and use tax exemption and refunds and the property tax exemption available to data center businesses, and including effective date provisions.

#### SUBCOMMITTEE ASSIGNMENTS

##### [House File 606](#)

WAYS AND MEANS: Petersen, Chair; Allen and Feenstra

##### [House File 626](#)

WAYS AND MEANS: Bolkom, Chair; Feenstra and Hogg

##### [House File 635](#)

TRANSPORTATION: Danielson, Chair; Bowman and Breitbach



[SSB 1277](#)

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Kraayenbrink

[SSB 1278](#)

WAYS AND MEANS: Quirnbach, Chair; Bolkcom and Feenstra

FINAL COMMITTEE REPORTS OF BILL ACTION

**RULES AND ADMINISTRATION**

**Bill Title:** [SENATE RESOLUTION 31](#), a resolution honoring the Morningside College women's basketball team.

**Recommendation:** APPROVED COMMITTEE BILL.

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

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

**ALSO:**

**Bill Title:** [SENATE RESOLUTION 32](#), a resolution recognizing and congratulating Kyven Gadson on his outstanding achievements in college wrestling and as a student-athlete at Iowa State University.

**Recommendation:** APPROVED COMMITTEE BILL.

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

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

**ALSO:**

**Bill Title:** [SENATE RESOLUTION 33](#) (formerly [SR 30](#)), a resolution recognizing the 50th anniversary of the Iowa Civil Rights Act of 1965.

**Recommendation:** APPROVED COMMITTEE BILL.

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

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

## BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 17, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 155](#) – Relating to the illumination of rear registration plates on dump trucks and construction vehicles.

[Senate File 200](#) – Relating to the employment and duties of the executive director of the dental board.

[Senate File 201](#) – Relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

[Senate File 218](#) – Relating to the operation of a snowmobile within the right-of-way of an interstate highway or freeway and including penalty provisions.

[Senate File 222](#) – Relating to the disposition of seized firearms or ammunition.

[Senate File 264](#) – Relating to access to local exchange service information.

[Senate File 276](#) – Relating to the administration of medical licenses by the board of medicine.

[Senate File 435](#) – Relating to public access to data processing software under Iowa's open records law.

[Senate File 451](#) – Relating to the transfer of jurisdiction from the juvenile court to the district court related to a child in need of assistance case.

## APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

### BY THE GOVERNOR

### TERM

AGING, COMMISSION ON (Sec. 231.11)

Beverly Winkie, Belle Plaine

04/14/2015 – 04/30/2017

SOIL CONSERVATION COMMITTEE, STATE (Sec. 161A.4)

Sharon Krause, Waukee

04/14/2015 – 04/30/2017

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON  
RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on April 20, 2015:

**AGRICULTURE**

Sharon Krause – State Soil Conservation Committee

**HUMAN RESOURCES**

Beverly Winkie – Commission on Aging

**AMENDMENT FILED**

[S-3130](#)     [H.F. 397](#)     Tony Bisignano