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**STATE OF IOWA**

# **House Journal**

**WEDNESDAY, APRIL 4, 2012**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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# JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day - Sixty-first Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, April 4, 2012

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Fry of Clarke County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Sydney Fehr, Page from Traer.

The Journal of Tuesday, April 3, 2012, was approved.

## INTRODUCTION OF BILLS

[House File 2461](#), by Helland, a bill for an act relating to legal actions involving nuisances affecting agriculture.

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

[House File 2462](#), by committee on ways and means, a bill for an act relating to early school start date provisions, establishing a waiver application fee, making an appropriation, and including effective date and applicability provisions.

Read first time and placed on the **ways and means calendar**.

## SENATE MESSAGES CONSIDERED

[Senate File 2325](#), by committee on ways and means, a bill for an act relating to the income tax checkoffs for the child abuse prevention program fund and the veterans trust fund and volunteer fire fighter preparedness fund, and including retroactive applicability provisions.

Read first time and referred to committee on **ways and means**.

[Senate File 2327](#), by committee on appropriations, a bill for an act providing for charitable food donations to food banks and similar organizations, including by providing for a tax credit and including effective date and applicability provisions.

Read first time and referred to committee on **ways and means**.

[Senate File 2330](#), by committee on ways and means, a bill for an act relating to retailers maintaining a place of business in this state for purposes of the collection of sales and use taxes, agreements relating to the collection of sales and use taxes in the state, and sales of tangible personal property and services to the state.

Read first time and referred to committee on **ways and means**.

#### QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty members present, twenty absent.

#### CONSIDERATION OF BILLS

##### Ways and Means Calendar

[House File 2453](#), a bill for an act relating to the rebate of state sales tax to the owner or operator of a baseball and softball tournament facility and movie site, was taken up for consideration.

#### [SENATE FILE 2329](#) SUBSTITUTED FOR [HOUSE FILE 2453](#)

Lukan of Dubuque asked and received unanimous consent to substitute [Senate File 2329](#) for [House File 2453](#).

[Senate File 2329](#), a bill for an act relating to the rebate of state sales tax to the owner or operator of a baseball and softball tournament facility and movie site, was taken up for consideration.

Kaufmann of Cedar in the chair at 8:51 a.m.

Upmeyer of Hancock asked and received unanimous consent that [Senate File 2329](#) be deferred and that the bill retain its place on the calendar.

#### Unfinished Business Calendar

[House File 2229](#), a bill for an act allowing a veteran to request that the veteran's driver's license or nonoperator's identification card be marked with the word "VETERAN" to indicate veteran status, was taken up for consideration.

Upmeyer of Hancock asked and received unanimous consent that [House File 2229](#) be deferred and that the bill retain its place on the calendar.

#### Ways and Means Calendar

[Senate File 2329](#), a bill for an act relating to the rebate of state sales tax to the owner or operator of a baseball and softball tournament facility and movie site, with report of committee recommending passage, previously deferred, was taken up for consideration.

Upmeyer of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 2329](#))

The ayes were, 53:

Anderson	Arnold	Baudler	Berry
Brandenburg	Byrnes	Chambers	Cohoon
Cownie	De Boef	Deyoe	Dolecheck
Drake	Garrett	Gaskill	Grassley
Hein	Huseman	Isenhart	Iverson
Jacoby	Kajtazovic	Kearns	Kelley
Koester	Kressig	Lukan	Lykam
Massie	Miller, H.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Paulsen, Spkr.	Petersen	Rasmussen	Rayhons
Running-Marquardt	Schulte	Smith, M.	Steckman
Thomas	Tjepkes	Upmeyer	Van Engelenhoven
Willems	Wittneben	Wolfe	Worthan
Kaufmann, Presiding			

The nays were, 43:

Abdul-Samad	Alons	Baltimore	Forristall
Fry	Gaines	Hagenow	Hall
Hanson	Hanusa	Heaton	Heddens
Helland	Horbach	Hunter	Jorgensen
Klein	Lensing	Lofgren	Mascher
Miller, L.	Olson, R.	Paustian	Pearson
Pettengill	Raecker	Rogers	Sands
Schultz	Shaw	Smith, J.	Soderberg
Swaim	Sweeney	Taylor, J.	Taylor, T.
Thede	Vander Linden	Wagner	Watts
Wessel-Kroeschell	Winckler	Windschitl	

Absent or not voting, 4:

Hager	McCarthy	Quirk	Wenthe
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### Unfinished Business Calendar

[House File 2229](#), a bill for an act allowing a veteran to request that the veteran's driver's license or nonoperator's identification card be marked with the word "VETERAN" to indicate veteran status, previously deferred, was taken up for consideration.

Windschitl of Harrison asked and received unanimous consent to withdraw amendment [H-8397](#) filed by Windschitl of Harrison, et al., on March 29, 2012.

#### [SENATE FILE 2112](#) SUBSTITUTED FOR [HOUSE FILE 2229](#)

Windschitl of Harrison asked and received unanimous consent to substitute [Senate File 2112](#) for [House File 2229](#).

[Senate File 2112](#), a bill for an act allowing a veteran to request that the veteran's driver's license or nonoperator's identification card be marked with the word "VETERAN" to indicate veteran status, was taken up for consideration.

Windschitl of Harrison offered amendment [H-8409](#) filed by Windschitl, et al., and moved its adoption.

Amendment [H-8409](#) was adopted.

Windschitl of Harrison offered amendment [H-8410](#) filed by him and moved its adoption.

Amendment [H-8410](#) was adopted.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 2112](#))

The ayes were, 95:

Alons	Anderson	Arnold	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Forristall
Fry	Gaines	Garrett	Gaskill
Grassley	Hagenow	Hall	Hanson
Hanusa	Heaton	Heddens	Hein
Helland	Horbach	Hunter	Huseman
Isenhardt	Iverson	Jacoby	Jorgensen
Kajtazovic	Kearns	Kelley	Klein
Koester	Kressig	Lensing	Lofgren
Lukan	Lykam	Mascher	Massie
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Paulsen, Spkr.	Paustian	Pearson
Petersen	Pettengill	Raecker	Rasmussen
Rayhons	Rogers	Running-Marquardt	Sands
Schulte	Schultz	Shaw	Smith, J.
Smith, M.	Soderberg	Steckman	Swaim
Sweeney	Taylor, J.	Taylor, T.	Thede
Thomas	Tjepkes	Upmeyer	Van Engelenhoven
Wagner	Watts	Wenthe	Wessel-Kroeschell
Willems	Winckler	Windschitl	Wittneben
Wolfe	Worthan	Kaufmann, Presiding	

The nays were, 1:

Vander Linden

Absent or not voting, 4:

Abdul-Samad      Hager                      McCarthy              Quirk

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

#### HOUSE FILES 2419 AND 2237 WITHDRAWN

Lukan of Dubuque asked and received unanimous consent to withdraw House Files 2419 and 2237 from further consideration by the House.

#### HOUSE FILES 2028 AND 2229 WITHDRAWN

Lykam of Scott asked and received unanimous consent to withdraw House Files 2028 and 2229 from further consideration by the House.

The House stood at ease at 9:22 a.m., until the fall of the gavel.

The House resumed session at 9:45 a.m., Anderson of Page in the chair.

#### Ways and Means Calendar

[House File 2459](#), a bill for an act relating to the assessment of moneys on sheep and wool production, and including effective date provisions, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2459](#))

The ayes were, 96:

Abdul-Samad	Alons	Arnold	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cphoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Forristall
Fry	Gaines	Garrett	Gaskill
Grassley	Hagenow	Hager	Hall

Hanson	Hanusa	Heaton	Heddens
Hein	Helland	Horbach	Hunter
Huseman	Isenhart	Iverson	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Lensing	Lofgren	Lukan	Lykam
Mascher	Massie	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Paulsen, Spkr.
Paustian	Pearson	Petersen	Pettengill
Raecker	Rasmussen	Rayhons	Rogers
Running-Marquardt	Sands	Schulte	Schultz
Shaw	Smith, J.	Smith, M.	Soderberg
Steckman	Sweeney	Taylor, J.	Taylor, T.
Thede	Thomas	Tjepkes	Upmeyer
Van Engelenhoven	Vander Linden	Wagner	Watts
Wenthe	Wessel-Kroeschell	Winckler	Windschitl
Wittneben	Wolfe	Worthan	Anderson, Presiding

The nays were, 1:

Willems

Absent or not voting, 3:

McCarthy            Quirk            Swaim

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

#### [HOUSE FILE 2381](#) WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw [House File 2381](#) from further consideration by the House.

#### Unfinished Business Calendar

[Senate File 451](#), a bill for an act relating to the allowable uses for modified allowable growth for programs for returning dropouts and dropout prevention, with report of committee recommending amendment and passage, was taken up for consideration.

Forristall of Pottawattamie asked and received unanimous consent to withdraw the committee amendment [H-8278](#) filed by the committee on education on March 15, 2012.



Dolecheck of Ringgold offered amendment [H-8339](#) filed by him.

Koester of Polk asked and received unanimous consent to withdraw amendment [H-8368](#), to amendment [H-8339](#), filed by him on March 27, 2012.

Koester of Polk offered amendment [H-8387](#), to amendment [H-8339](#), filed by him and moved its adoption.

Amendment [H-8387](#), to amendment [H-8339](#), was adopted, placing out of order amendment [H-8377](#), to amendment [H-8339](#), filed by Koester of Polk on March 27, 2012.

Dolecheck of Ringgold moved the adoption of amendment [H-8339](#), as amended.

Amendment [H-8339](#), as amended, was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 451](#))

The ayes were, 92:

Abdul-Samad	Alons	Arnold	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cohoon	Cownie	De Boef
Deyoe	Dolecheck	Drake	Forristall
Fry	Gaines	Garrett	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heddens	Hein	Helland
Horbach	Hunter	Huseman	Isenhart
Iverson	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Lensing	Lofgren
Lukan	Lykam	Mascher	Massie
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Paulsen, Spkr.	Paustian	Pearson
Petersen	Pettengill	Raecker	Rasmussen
Rayhons	Rogers	Running-Marquardt	Sands
Schultz	Shaw	Smith, J.	Smith, M.
Soderberg	Swaim	Sweeney	Taylor, J.
Taylor, T.	Thede	Tjepkes	Upmeyer

Van Engelenhoven	Vander Linden	Wagner	Watts
Wenthe	Wessel-Kroeschell	Winckler	Windschitl
Wittneben	Wolfe	Worthan	Anderson, Presiding

The nays were, 6:

Gaskill	Heaton	Schulte	Steckman
Thomas	Willems		

Absent or not voting, 2:

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

#### IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House File 2459](#) and **Senate Files 451, 2112 and 2329**.

On motion by Windschitl of Harrison, the House was recessed at 10:09 a.m., until 2:30 p.m.

#### AFTERNOON SESSION

The House reconvened at 2:58 p.m., Speaker Paulsen in the chair.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 4, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2311](#), a bill for an act revising provisions affecting the administration of the department of agriculture and land stewardship, including associated regulations and licensing, as it relates to biofuels, weather and market information, internet publications, soil and water conservation, feed, vaccinations, tuberculosis, brucellosis, classical swine fever, Johne's disease, treatment for sheep, branding, manufactured articles, grain, pesticides, coal mining, and weights and measures, making penalties applicable, and including applicability provisions.

Also: That the Senate has on April 4, 2012, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

[Senate File 2316](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the FY 2009 prison bonding fund, and the endowment for Iowa's health restricted capitals fund, providing for related matters, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 4, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2317](#), a bill for an act relating to the issuance of hunting, fur dealer, fur harvester, and fishing licenses, providing for fees, and including effective date provisions.

Also: That the Senate has on April 4, 2012, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2318](#), a bill for an act relating to the Iowa health information network, providing for fees, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 3:00 p.m., until the fall of the gavel.

The House resumed session at 4:56 p.m., Speaker Paulsen in the chair.

#### QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety members present, ten absent.

#### SENATE AMENDMENTS CONSIDERED

Wagner of Linn called up for consideration [House File 524](#), a bill for an act relating to the administration of the special appraiser's fund and the assessment expense fund, amended by the Senate, and moved that the House concur in the Senate amendment [H-8294](#).

The motion prevailed and the House concurred in the Senate amendment [H-8294](#).

Wagner of Linn moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon

its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 524](#))

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Arnold
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Chambers	Cohoon	Cownie
De Boef	Deyoe	Drake	Forristall
Fry	Gaines	Garrett	Gaskill
Grassley	Hagenow	Hager	Hall
Hanson	Hanusa	Heaton	Heddens
Hein	Horbach	Hunter	Huseman
Isenhardt	Iverson	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Lensing
Lofgren	Lukan	Lykam	Mascher
Massie	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Paustian
Pearson	Petersen	Pettengill	Quirk
Raecker	Rayhons	Rogers	Running-Marquardt
Sands	Schulte	Schultz	Shaw
Smith, J.	Smith, M.	Soderberg	Steckman
Swaim	Sweeney	Taylor, J.	Taylor, T.
Thede	Thomas	Tjepkes	Upmeyer
Van Engelenhoven	Vander Linden	Wagner	Watts
Wenthe	Wessel-Kroeschell	Willems	Winckler
Windschitl	Wittneben	Wolfe	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Dolecheck	Helland	Rasmussen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Hagenow of Polk called up for consideration [House File 609](#), a bill for an act relating to the probate and trust codes and state inheritance tax and including applicability provisions, amended by the Senate amendment [H-8388](#).

Baltimore of Boone offered amendment [H-8418](#), to the Senate

amendment [H-8388](#), filed by him from the floor and moved its adoption.

A non-record roll call was requested.

The ayes were 58, nays 28.

Amendment [H-8418](#), to the Senate amendment [H-8388](#), was adopted.

Hagenow of Polk moved that the House concur in the Senate amendment [H-8388](#), as amended.

The motion prevailed and the House concurred in the Senate amendment [H-8388](#), as amended.

Hagenow of Polk moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 609](#))

The ayes were, 75:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cohoon	Cownie	Deyoe	Drake
Forristall	Fry	Garrett	Gaskill
Grassley	Hagenow	Hager	Hall
Hanusa	Heaton	Hein	Horbach
Huseman	Iverson	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Lofgren	Lukan
Lykam	Mascher	Massie	McCarthy
Miller, L.	Moore	Muhlbauer	Olson, S.
Olson, T.	Paustian	Pearson	Pettengill
Quirk	Raecker	Rayhons	Rogers
Running-Marquardt	Sands	Schulte	Schultz
Shaw	Smith, J.	Soderberg	Sweeney
Taylor, J.	Taylor, T.	Thomas	Tjepkes
Upmeyer	Van Engelenhoven	Vander Linden	Wagner
Watts	Wenthe	Willems	Windschitl
Wittneben	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 21:

Abdul-Samad	Berry	Gaines	Hanson
Heddens	Hunter	Isenhart	Jacoby
Lensing	Miller, H.	Murphy	Oldson
Olson, R.	Petersen	Smith, M.	Steckman
Swaim	Thede	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, 4:

De Boef	Dolecheck	Helland	Rasmussen
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Swaim of Davis in the chair at 5:22 p.m.

#### Unfinished Business Calendar

[Senate File 2158](#), a bill for an act relating to reimbursement of speech pathology services under the medical assistance program, with report of committee recommending passage, was taken up for consideration.

Anderson of Page moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 2158](#))

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Arnold
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Chambers	Cohoon	Cownie
Deyoe	Drake	Forristall	Fry
Gaines	Garrett	Gaskill	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heaton	Heddens	Hein
Horbach	Hunter	Huseman	Isenhart
Iverson	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Lensing	Lofgren
Lukan	Lykam	Mascher	Massie
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.

Olson, S.	Olson, T.	Paulsen, Spkr.	Paustian
Pearson	Petersen	Pettengill	Raecker
Rayhons	Rogers	Running-Marquardt	Sands
Schulte	Schultz	Shaw	Smith, J.
Smith, M.	Soderberg	Steckman	Sweeney
Taylor, J.	Taylor, T.	Thede	Thomas
Tjepkes	Upmeyer	Van Engelenhoven	Vander Linden
Wagner	Watts	Wenthe	Wessel-Kroeschell
Willems	Winckler	Windschitl	Wittneben
Wolfe	Worthan	Swaim, Presiding	

The nays were, none.

Absent or not voting, 5:

De Boef	Dolecheck	Helland	Quirk
Rasmussen			

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

Speaker Paulsen in the chair at 5:28 p.m.

Kaufmann of Cedar in the chair at 5:29 p.m.

#### SENATE AMENDMENT CONSIDERED

Baltimore of Boone called up for consideration [House File 2323](#), a bill for an act relating to city utilities and city enterprises by making changes to requirements related to residential rental property, amended by the Senate, and moved that the House concur in the Senate amendment [H-8390](#).

The motion prevailed and the House concurred in the Senate amendment [H-8390](#).

Baltimore of Boone moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2323](#))

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Arnold
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Chambers	Cohoon	Cownie
Deyoe	Drake	Forristall	Fry
Gaines	Garrett	Gaskill	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heaton	Heddens	Hein
Horbach	Hunter	Huseman	Isenhart
Iverson	Jacoby	Jorgensen	Kajtazovic
Kearns	Kelley	Klein	Koester
Kressig	Lensing	Lofgren	Lukan
Lykam	Mascher	Massie	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Paulsen, Spkr.	Paustian	Pearson
Petersen	Pettengill	Raecker	Rayhons
Rogers	Running-Marquardt	Sands	Schulte
Schultz	Shaw	Smith, J.	Smith, M.
Soderberg	Steckman	Swaim	Sweeney
Taylor, J.	Taylor, T.	Thede	Thomas
Tjepkes	Upmeyer	Van Engelenhoven	Vander Linden
Wagner	Watts	Wenthe	Wessel-Kroeschell
Willems	Winckler	Windschitl	Wittneben
Wolfe	Worthan	Kaufmann, Presiding	

The nays were, none.

Absent or not voting, 5:

De Boef	Dolecheck	Helland	Quirk
Rasmussen			

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

Speaker Paulsen in the chair at 5:32 p.m.

#### Unfinished Business Calendar

[House File 2339](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including effective date provisions, was taken up for consideration.



Pettengill of Benton offered amendment [H-8282](#) filed by her and moved its adoption.

Amendment [H-8282](#) was adopted.

[SENATE FILE 2293](#) SUBSTITUTED FOR [HOUSE FILE 2339](#)

Pettengill of Benton asked and received unanimous consent to substitute [Senate File 2293](#) for [House File 2339](#).

[Senate File 2293](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including effective date provisions, was taken up for consideration.

Baltimore of Boone asked and received unanimous consent to withdraw amendment [H-8315](#) filed by him on March 21, 2012.

Petersen of Polk asked and received unanimous consent to withdraw amendment [H-8312](#) filed by her on March 20, 2012.

Pettengill of Benton offered amendment [H-8415](#) filed by her from the floor and moved its adoption.

Amendment [H-8415](#) was adopted.

Pettengill of Benton offered amendment [H-8412](#) filed by her and moved its adoption.

Roll call was requested by Oldson of Polk and Jacoby of Johnson.

On the question "Shall amendment [H-8412](#) be adopted?" ([S.F. 2293](#))

The ayes were, 54:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cownie	Deyoe	Drake	Forristall
Fry	Garrett	Grassley	Hagenow
Hager	Hanusa	Hein	Horbach
Huseman	Iverson	Jorgensen	Klein
Koester	Lofgren	Lukan	Massie
Miller, L.	Moore	Olson, S.	Paustian
Pearson	Pettengill	Raecker	Rayhons

Rogers	Sands	Schulte	Schultz
Shaw	Smith, J.	Soderberg	Sweeney
Taylor, J.	Tjepkes	Upmeyer	Van Engelenhoven
Vander Linden	Wagner	Watts	Windschitl
Worthan	Mr. Speaker Paulsen		

The nays were, 41:

Abdul-Samad	Berry	Cohoon	Gaines
Gaskill	Hall	Hanson	Heaton
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kaufmann	Kearns	Kelley
Kressig	Lensing	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Petersen
Running-Marquardt	Smith, M.	Steckman	Swaim
Taylor, T.	Thede	Thomas	Wenthe
Wessel-Kroeschell	Willems	Winckler	Wittneben
Wolfe			

Absent or not voting, 5:

De Boef	Dolecheck	Helland	Quirk
Rasmussen			

Amendment [H-8412](#) was adopted.

Horbach of Tama offered amendment [H-8414](#) filed by him.

Petersen of Polk offered amendment [H-8417](#), to amendment [H-8414](#), filed by her from the floor and moved its adoption.

Roll call was requested by Horbach of Tama and Koester of Polk.

On the question "Shall amendment [H-8417](#), to amendment [H-8414](#), be adopted?" ([S.F. 2293](#))

The ayes were, 34:

Abdul-Samad	Berry	Cohoon	Gaines
Heddens	Hein	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lykam	Mascher
McCarthy	Miller, H.	Murphy	Oldson
Olson, R.	Olson, T.	Petersen	Running-Marquardt
Smith, M.	Steckman	Swaim	Taylor, T.
Thomas	Wenthe	Wessel-Kroeschell	Willems
Winckler	Wolfe		

The nays were, 60:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cownie	Deyoe	Drake	Forristall
Fry	Garrett	Gaskill	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heaton	Horbach	Huseman
Iverson	Jorgensen	Kaufmann	Klein
Koester	Lofgren	Lukan	Massie
Miller, L.	Moore	Muhlbauer	Olson, S.
Paustian	Pearson	Pettengill	Raecker
Rayhons	Rogers	Sands	Schultz
Shaw	Smith, J.	Soderberg	Sweeney
Taylor, J.	Thede	Tjepkes	Upmeyer
Van Engelenhoven	Vander Linden	Wagner	Watts
Windschitl	Wittneben	Worthan	Mr. Speaker Paulsen

Absent or not voting, 6:

De Boef	Dolecheck	Helland	Quirk
Rasmussen	Schulte		

Amendment [H-8417](#), to amendment [H-8414](#), lost.

Horbach of Tama moved the adoption of amendment [H-8414](#).

Roll call was requested by Horbach of Tama and Upmeyer of Hancock.

On the question "Shall amendment [H-8414](#) be adopted?" ([S.F. 2293](#))

The ayes were, 76:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cohoon	Cownie	Deyoe	Drake
Forristall	Fry	Garrett	Gaskill
Grassley	Hagenow	Hager	Hall
Hanson	Hanusa	Heaton	Heddens
Hein	Horbach	Huseman	Isenhart
Iverson	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Klein	Koester	Lofgren
Lukan	Lykam	Massie	McCarthy
Miller, L.	Moore	Muhlbauer	Olson, R.
Olson, S.	Olson, T.	Paustian	Pearson
Pettengill	Raecker	Rayhons	Rogers
Running-Marquardt	Sands	Schulte	Schultz
Shaw	Smith, J.	Smith, M.	Soderberg
Sweeney	Taylor, J.	Thomas	Tjepkes

Upmeyer	Van Engelenhoven	Vander Linden	Wagner
Watts	Wenthe	Wessel-Kroeschell	Willems
Windschitl	Wittneben	Worthan	Mr. Speaker
			Paulsen

The nays were, 19:

Abdul-Samad	Berry	Gaines	Hunter
Kearns	Kelley	Kressig	Lensing
Mascher	Miller, H.	Murphy	Oldson
Petersen	Steckman	Swaim	Taylor, T.
Thede	Winckler	Wolfe	

Absent or not voting, 5:

De Boef	Dolecheck	Helland	Quirk
Rasmussen			

Amendment [H-8414](#) was adopted.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 2293](#))

The ayes were, 66:

Alons	Anderson	Arnold	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Chambers	Cownie	Deyoe	Drake
Forristall	Fry	Garrett	Gaskill
Grassley	Hagenow	Hager	Hall
Hanusa	Heaton	Heddens	Hein
Horbach	Huseman	Iverson	Jorgensen
Kaufmann	Klein	Koester	Lofgren
Lukan	Massie	McCarthy	Miller, L.
Moore	Muhlbauer	Olson, S.	Paustian
Pearson	Pettengill	Raecker	Rayhons
Rogers	Running-Marquardt	Sands	Schulte
Schultz	Shaw	Smith, J.	Smith, M.
Soderberg	Sweeney	Taylor, J.	Thomas
Tjepkes	Upmeyer	Van Engelenhoven	Vander Linden
Wagner	Watts	Wenthe	Windschitl
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 29:

Abdul-Samad	Cohoon	Gaines	Hanson
Hunter	Isenhart	Jacoby	Kajtažovic
Kearns	Kelley	Kressig	Lensing
Lykam	Mascher	Miller, H.	Murphy
Oldson	Olson, R.	Olson, T.	Petersen
Steckman	Swaim	Taylor, T.	Thede
Wessel-Kroeschell	Willems	Winckler	Wittneben
Wolfe			

Absent or not voting, 5:

De Boef	Dolecheck	Helland	Quirk
Rasmussen			

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

#### [HOUSE FILE 2339](#) WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw [House File 2339](#) from further consideration by the House.

#### IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 524, 609, 2323** and **Senate Files 2158** and **2293**.

Steckman of Cerro Gordo asked for unanimous consent for the immediate consideration of [House File 2245](#).

Objection was raised.

Steckman of Cerro Gordo moved to suspend the rules for the immediate consideration of [House File 2245](#).

Roll call was requested by Steckman of Cerro Gordo and Murphy of Dubuque.

On the question "Shall the rules be suspended?" ([H.F. 2245](#))

The ayes were, 38:

Abdul-Samad	Berry	Cohoon	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lykam	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Petersen	Running-Marquardt	Smith, M.
Steckman	Taylor, T.	Thede	Thomas
Wenthe	Wessel-Kroeschell	Willems	Winckler
Wittneben	Wolfe		

The nays were, 56:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cownie	Deyoe	Drake	Forristall
Fry	Garrett	Grassley	Hagenow
Hager	Hanusa	Heaton	Hein
Horbach	Huseman	Iverson	Jorgensen
Kaufmann	Klein	Koester	Lofgren
Lukan	Massie	Miller, L.	Moore
Olson, S.	Paustian	Pearson	Pettengill
Raecker	Rayhons	Rogers	Sands
Schulte	Schultz	Shaw	Smith, J.
Soderberg	Sweeney	Taylor, J.	Tjepkes
Upmeyer	Van Engelenhoven	Vander Linden	Wagner
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 6:

De Boef	Dolecheck	Helland	Quirk
Rasmussen	Swaim		

The motion to suspend the rules lost.

#### LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

De Boef of Keokuk	Dolecheck of Ringgold
Hager of Allamakee	Helland of Polk
Rasmussen of Buchanan	Schulte of Linn

## EXPLANATIONS OF VOTE

On April 4, 2012, I inadvertently voted “aye” on amendment [H-8417](#), to amendment [H-8414](#), to [Senate File 2293](#), I meant to vote “nay”.

HEIN of Jones

On April 4, 2012, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[Senate File 2329](#) – “aye”

WENTHE of Fayette

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 4, 2012, he approved and transmitted to the Secretary of State the following bills:

[House File 2168](#), an Act relating to the authorized deposit of public funds.

[House File 2321](#), an Act amending provisions in the uniform commercial code relating to secured transactions, and including effective date provisions.

[House File 2370](#), an Act relating to civil actions relating to real estate, including mortgage foreclosure actions.

[House File 2379](#), an Act relating to expunging certain criminal records, and including applicability provisions.

[House File 2383](#), an Act relating to mandatory reporting of school employee misconduct to the Board of Educational Examiners.

[House File 2387](#), an Act relating to improvements to and implementation of laws concerning elder abuse.

[House File 2390](#), an Act relating to obscene material, commercial sexual activity, and human trafficking, and providing penalties and making penalties applicable.

[House File 2403](#), an Act relating to requirements for a commercial driver’s license for certain persons transitioning from military service.

[Senate File 2221](#), an Act requiring background checks for school bus drivers and making penalties applicable.

[Senate File 2249](#), an Act relating to motor vehicle dealer activities at fair events, vehicle shows, vehicle exhibitions, and motorcycle rallies and to the definition of travel trailer for purposes of travel trailer dealer requirements, and including effective date provisions.

[Senate File 2260](#), an Act revising the Iowa Nonprofit Corporation Act.

[Senate File 2265](#), an Act providing for notarial acts, providing for fees, and including effective date provisions.

[Senate File 2314](#), an Act relating to transportation and other infrastructure-related appropriations to the Department of Transportation, including allocation and use of moneys from the Road Use Tax Fund and the Primary Road Fund.

[Senate File 2324](#), an Act making appropriations to the Department of Workforce Development for certain purposes and including effective date and retroactive applicability provisions.

#### SUBCOMMITTEE ASSIGNMENT

##### [House File 2297](#)

Appropriations: Chambers, Chair; Hall and Wagner.

#### HOUSE STUDY BILL COMMITTEE ASSIGNMENT

##### [H.S.B. 675 Appropriations](#)

Making appropriations to the commission of veterans affairs for the provision of veterans services, and including effective date provisions.

#### COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

W. CHARLES SMITHSON  
Chief Clerk of the House

#### COMMITTEE ON APPROPRIATIONS

**Committee Bill** (Formerly [House Study Bill 674](#)), relating to state and local finances by making and adjusting appropriations, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** April 4, 2012.



## COMMITTEE ON WAYS AND MEANS

**Committee Bill** (Formerly [House Study Bill 672](#)), relating to the regulation of snowmobiles, all-terrain vehicles, and watercraft by the department of natural resources, establishing fees, and making penalties applicable.

Fiscal Note is not required.

Recommended **Amend and Do Pass** April 4, 2012.

**Committee Bill** (Formerly [House Study Bill 673](#)), relating to the income tax checkoffs for the child abuse prevention program fund and the veterans trust fund and volunteer fire fighter preparedness fund, and including retroactive applicability provisions.

Fiscal Note is not required.

Recommended **Do Pass** April 4, 2012.

**Committee Bill** (Formerly [House File 2420](#)), relating to department of public health programs and activities, providing for a penalty, and including effective and applicability date provisions.

Fiscal Note is not required.

Recommended **Do Pass** April 4, 2012.

## RESOLUTION FILED

[H.R. 138](#), by Helland, Sweeney, Moore, Paustian, Klein, De Boef, Quirk, Muhlbauer, H. Miller, and Sands, a resolution to urge the United States Congress not to enact [House Resolution 3798](#), the Egg Products Inspection Act Amendments of 2012.

Laid over under **Rule 25**.

## AMENDMENT FILED

[H-8416](#)      [H.F. 2462](#)      Forristall of Pottawattamie  
Hein of Jones

On motion by Upmeyer of Hancock the House adjourned at 6:15 p.m., until 8:30 a.m., Thursday, April 5, 2012.