

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 11, 2012

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

JOURNAL OF THE HOUSE

Ninety-fourth Calendar Day - Sixty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 11, 2012

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

Prayer was offered by Father Ken Gehling from Mercy Medical Center Chapel, Mason City. He was the guest of Representative Steckman of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Katelyn Terhark, Page from Corwith.

The Journal of Tuesday, April 10, 2012, was approved.

The House stood at ease at 8:48 a.m., until the fall of the gavel.

The House resumed session at 9:12 a.m., Speaker Paulsen in the chair.

The House stood at ease at 9:14 a.m., until the fall of the gavel.

The House resumed session at 10:42 a.m., Speaker Paulsen in the chair.

The House stood at ease at 10:48 a.m., until the fall of the gavel.

The House resumed session at 11:39 a.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 11, 2012, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

[Senate File 364](#), a bill for an act relating to the licensure of orthotists, prosthetists, and pedorthists and providing for fees and penalties.

Also: That the Senate has on April 11, 2012, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

[Senate File 466](#), a bill for an act relating to residential contractors and providing a penalty.

MICHAEL E. MARSHALL, Secretary

Schultz of Crawford in the chair at 11:44 a.m.

Speaker Paulsen in the chair at 11:50 a.m.

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 2460](#), a bill for an act relating to Iowa's urban renewal law and incremental property taxes by modifying provisions relating to the duration of urban renewal areas, the approval, duration, and use of divisions of revenue, requiring certain reporting and auditing, and including effective date provisions, was taken up for consideration.

Cownie of Polk in the chair at 12:01 p.m.

Soderberg of Plymouth offered amendment [H-8443](#) filed by him.

Sands of Louisa asked and received unanimous consent to withdraw amendment [H-8450](#), to amendment [H-8443](#), filed by him and Soderberg of Plymouth from the floor.

Speaker Paulsen in the chair at 12:23 p.m.

Sands of Louisa offered amendment [H-8452](#), to amendment [H-8443](#), filed by him and Soderberg of Plymouth from the floor and moved its adoption.

Amendment [H-8452](#), to amendment [H-8443](#), was adopted.

Cownie of Polk in the chair at 12:46 p.m.

Soderberg of Plymouth moved the adoption of amendment [H-8443](#), as amended.

Amendment [H-8443](#), as amended, was adopted.

Speaker Paulsen in the chair at 1:11 p.m.

Soderberg of Plymouth 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. 2460](#))

The ayes were, 54:

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

The nays were, 43:

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

Absent or not voting, 3:

Baudler	Quirk	Van Engelenhoven
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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 MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [House File 2460](#) be immediately messaged to the Senate.

RULE 57 SUSPENDED

Upmeyer of Hancock asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on education to meet immediately.

On motion by Upmeyer of Hancock, the House was recessed at 1:39 p.m., until 3:30 p.m.

AFTERNOON SESSION

The House reconvened at 4:12 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS

Ways and Means Calendar

[House File 2448](#), a bill for an act providing a sales tax exemption for the sale of tangible personal property or services to substance abuse treatment or prevention programs that receive block grant funding from the Iowa department of public health, was taken up for consideration.

[SENATE FILE 2333](#) SUBSTITUTED FOR [HOUSE FILE 2448](#)

Moore of Jackson asked and received unanimous consent to substitute [Senate File 2333](#) for [House File 2448](#).

[Senate File 2333](#), a bill for an act providing a sales tax exemption for the sale of tangible personal property or services to substance abuse treatment or prevention programs that receive block grant funding from the Iowa department of public health, 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?" ([S.F. 2333](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Baltimore
Berry	Brandenburg	Byrnes	Chambers
Cohoon	Cownie	De Boef	Deyoe
Dolecheck	Drake	Forristall	Fry
Gaines	Garrett	Gaskill	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heddens	Hein	Helland
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.	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	Vander Linden	Wagner
Watts	Wenthe	Wessel-Kroeschell	Willems
Winckler	Windschitl	Wittneben	Wolfe
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 6:

Arnold	Baudler	Heaton	Horbach
Quirk	Van Engelenhoven		

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

Appropriations Calendar

[House File 2466](#), a bill for an act making appropriations to the commission of veterans affairs for the provision of veterans services,

and including effective date provisions, was taken up for consideration.

Chambers of O'Brien 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. 2466](#))

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Baltimore
Berry	Brandenburg	Byrnes	Chambers
Cohoon	Cownie	De Boef	Deyoe
Dolecheck	Drake	Forristall	Fry
Gaines	Garrett	Gaskill	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heddens	Hein	Helland
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	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	Vander Linden	Wagner
Wenthe	Wessel-Kroeschell	Willems	Winckler
Windschitl	Wittneben	Wolfe	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 7:

Arnold	Baudler	Heaton	Horbach
Quirk	Van Engelenhoven	Watts	

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

HOUSE FILES 2164 AND 2448 WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw House Files 2164 and 2448 from further consideration by the House.

SENATE AMENDMENT CONSIDERED

Koester of Polk called up for consideration [Senate File 364](#), a bill for an act relating to the licensure of orthotists, prosthetists, and pedorthists and providing for fees and penalties, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment [H-8451](#) to the House amendment.

The motion prevailed and the House concurred in the Senate amendment [H-8451](#), to the House amendment.

Koester of Polk moved that the bill, as amended by the House, further 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?" ([S.F. 364](#))

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Baltimore
Berry	Brandenburg	Byrnes	Chambers
Cohoon	Cownie	De Boef	Deyoe
Dolecheck	Drake	Forristall	Fry
Gaines	Garrett	Gaskill	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heddens	Hein	Helland
Hunter	Huseman	Isenhardt	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.
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	Vander Linden	Wagner	Watts
Wenthe	Wessel-Kroeschell	Willems	Winckler
Windschitl	Wittneben	Wolfe	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 7:

Arnold	Baudler	Heaton	Horbach
McCarthy	Quirk	Van Engelenhoven	

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

Ways and Means Calendar

[House File 2467](#), a bill for an act relating to the regulation of snowmobiles, all-terrain vehicles, and watercraft by the department of natural resources, establishing fees, and making penalties applicable, was taken up for consideration.

Byrnes of Mitchell 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. 2467](#))

The ayes were, 89:

Abdul-Samad	Alons	Anderson	Baltimore
Berry	Brandenburg	Byrnes	Chambers
Cohoon	Cownie	De Boef	Deyoe
Dolecheck	Drake	Fry	Gaines
Garrett	Gaskill	Grassley	Hagenow
Hager	Hall	Hanson	Hanusa
Heddens	Hein	Helland	Hunter
Huseman	Isenhardt	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.	Paustian
Pearson	Petersen	Pettengill	Raecker
Rasmussen	Rayhons	Rogers	Running-Marquardt
Sands	Schulte	Smith, J.	Smith, M.

Soderberg	Steckman	Swaim	Sweeney
Taylor, J.	Taylor, T.	Thede	Thomas
Tjepkes	Upmeyer	Vander Linden	Watts
Wenthe	Wessel-Kroeschell	Willems	Winckler
Windschitl	Wittneben	Wolfe	Worthan
Mr. Speaker Paulsen			

The nays were, 3:

Schultz	Shaw	Wagner
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Absent or not voting, 8:

Arnold	Baudler	Forristall	Heaton
Horbach	Kaufmann	Quirk	Van Engelenhoven

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

HOUSE INSISTS

Upmeyer of Hancock called up for consideration [Senate File 2313](#), a bill for an act relating to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and moved that the House insist on its amendment.

A non-record roll call was requested.

The ayes were 52, nays 38.

The motion prevailed and the House insisted on its amendment.

CONFERENCE COMMITTEE APPOINTED

[\(Senate File 2313\)](#)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [Senate File 2313](#): Watts of Dallas, Rogers of Black Hawk, J. Smith of Dickinson, Kelley of Jasper and Hunter of Polk.

HOUSE INSISTS

Upmeyer of Hancock called up for consideration [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 and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
([Senate File 2316](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [Senate File 2316](#): Huseman of Cherokee, Chambers of O'Brien, Hein of Jones, Cohoon of Des Moines and Quirk of Chickasaw.

HOUSE INSISTS

Upmeyer of Hancock called up for consideration [Senate File 2321](#), a bill for an act 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, and providing effective date provisions and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
([Senate File 2321](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [Senate File 2321](#): Dolecheck of Ringgold, Jorgensen of Woodbury, Cownie of Polk, Winckler of Scott and Steckman of Cerro Gordo.

IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2466, 2467** and **Senate Files 364, 2313, 2316, 2321** and **2333**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Arnold of Lucas	Baudler of Adair
Forristall of Pottawattamie	Heaton of Henry
Horbach of Tama	Kaufmann of Cedar
Van Engelenhoven of Marion	Watts of Dallas

The House stood at ease at 4:38 p.m., until the fall of the gavel.

The House resumed session at 6:36 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 11, 2012, insisted on its amendment to [House File 2335](#), a bill for an act relating to appropriations to the justice system, and providing effective dates, and the members of the Conference Committee on the part of the Senate are: The Senator from Dubuque, Senator Hancock, Chair; the Senator from Linn, Senator Hogg; the Senator from Lee, Senator Fraise; the Senator from Harrison, Senator Seymour; the Senator from Polk, Senator Whitver.

Also: That the Senate has on April 11, 2012, insisted on its amendment to [House File 2336](#), a bill for an act relating to appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and the members of the Conference Committee on the part of the Senate are: The Senator from Jasper, Senator Black, Chair; the Senator from Polk, Senator Dearden; the Senator from Howard, Senator Wilhelm; the Senator from Pottawattamie, Senator Houser; the Senator from Washington, Senator Greiner.

Also: That the Senate has on April 11, 2012, insisted on its amendment to [House File 2337](#), a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, including effective date and retroactive and other applicability provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Black Hawk, Senator Dotzler, Chair; the Senator from Scott, Senator Seng; the Senator from Linn, Senator Mathis; the Senator from Butler, Senator Dix; the Senator from Boone, Senator Bertrand.

Also: That the Senate has on April 11, 2012, insisted on its amendment to [House File 2338](#), a bill for an act relating to appropriations to the judicial branch, and the members of the Conference Committee on the part of the Senate are: The Senator from

Linn, Senator Hogg, Chair; the Senator from Dubuque, Senator Hancock; the Senator from Lee, Senator Fraise; the Senator from Sac, Senator Kettering; the Senator from Scott, Senator Smith.

Also: That the Senate has on April 11, 2012, appointed the Conference Committee to [Senate File 2313](#), a bill for an act relating to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and the members of the Conference Committee on the part of the Senate are: The Senator from Dubuque, Senator Jochum, Chair; the Senator from Black Hawk, Senator Danielson; the Senator from Jackson, Senator Bowman; the Senator from Worth, Senator Bartz; the Senator from Montgomery, Senator Ernst.

Also: That the Senate has on April 11, 2012, appointed the Conference Committee to [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, and the members of the Conference Committee on the part of the Senate are: The Senator from Polk, Senator McCoy, Chair; the Senator from Webster, Senator Beall; the Senator from Johnson, Senator Dvorsky; the Senator from Benton, Senator Kapucian; the Senator from Woodbury, Senator Anderson.

Also: That the Senate has on April 11, 2012, appointed the Conference Committee to [Senate File 2321](#), a bill for an act 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, and providing effective date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Fayette, Senator Schoenjahn, Chair; The Senator from Story, Senator Quirnbach; the Senator from Linn, Senator Horn; the Senator from Scott, Senator Hamerlinck; the Senator from Lucas, Senator McKinley.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED

[\(House File 2335\)](#)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [House File 2335](#): Worthan of Buena Vista, Horbach of Tama, Arnold of Lucas, T. Taylor of Linn and Wolfe of Clinton.

CONFERENCE COMMITTEE APPOINTED

[\(House File 2336\)](#)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate

concerning [House File 2336](#): Drake of Cass, Paustian of Scott, Alons of Sioux, Muhlbauer of Crawford and Lykam of Scott.

CONFERENCE COMMITTEE APPOINTED

[\(House File 2337\)](#)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [House File 2337](#): Schultz of Crawford, J. Taylor of Woodbury, Baltimore of Boone, Hall of Woodbury and Jacoby of Johnson.

CONFERENCE COMMITTEE APPOINTED

[\(House File 2338\)](#)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [House File 2338](#): Worthan of Buena Vista, Horbach of Tama, Arnold of Lucas, T. Taylor of Linn and Wolfe of Clinton.

SUBCOMMITTEE ASSIGNMENT

[Senate File 2284](#)

Education: Chambers, Chair; Forristall and Steckman.

AMENDMENTS FILED

H-8448	H.F. 2435	Heddens of Story Heaton of Henry
H-8449	H.F. 2449	Heddens of Story Heaton of Henry
H-8453	S.F. 466	Senate Amendment
H-8454	S.F. 430	Rogers of Black Hawk

On motion by Upmeyer of Hancock the House adjourned at 6:38 p.m., until 8:30 a.m., Thursday, April 12, 2012.