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**STATE OF IOWA**

**House Journal**

**TUESDAY, FEBRUARY 19, 2008**

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# JOURNAL OF THE HOUSE

Thirty-seventh Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Tuesday, February 19, 2008

The House met pursuant to adjournment at 9:03 a.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Elizabeth Dilley, Board Chair of the Religious Coalition for Reproductive Choice. She was the guest of Representative Eric Palmer of Mahaska County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by House Journal Page, Kaytlin Peine from Odebolt.

The Journal of Monday, February 18, 2008 was approved.

## INTRODUCTION OF BILLS

[House File 2290](#), by Abdul-Samad, a bill for an act relating to dental homes for children.

Read first time and referred to committee on **human resources**.

[House File 2291](#), by Abdul-Samad, a bill for an act relating to appeals of denials of dental insurance coverage based on medical necessity.

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

[House File 2292](#), by Abdul-Samad, a bill for an act relating to employees who are breast-feeding.

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

[House File 2293](#), by Foege, a bill for an act providing a small business qualified wellness program tax credit and providing a retroactive applicability date.

Read first time and referred to committee on **human resources**.

[House File 2294](#), by Bailey, Foege, Whitaker, Winckler, Wessel-Kroeschell, Alons, Wenthe, L. Miller, Rayhons, Heaton, Gayman, Gaskill, Swaim, Frevert, Quirk, Abdul-Samad, Schueller, Mascher, Mertz, Murphy, Staed and Kressig, a bill for an act relating to individual development accounts authorized for certain individuals with low income, providing an appropriation, and providing effective and applicability date provisions.

Read first time and referred to committee on **human resources**.

[House File 2295](#), by Tymeson, Chambers, Worthan, Windschitl, Baudler, Alons, D. Taylor and Granzow, a bill for an act concerning the county grant program for veterans and providing an effective date.

Read first time and referred to committee on **veterans affairs**.

[House File 2296](#), by Ford, a bill for an act relating to the recruitment of minorities in certain businesses receiving incentives under the high quality job creation Act.

Read first time and referred to committee on **economic growth**.

[House File 2297](#), by Ford, a bill for an act requiring state agencies to provide internet posting of the reports from agency studies or other analyses.

Read first time and referred to committee on **state government**.

[House File 2298](#), by Whitead, a bill for an act relating to the certification of crane operators and providing an effective date.

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

[House File 2299](#), by Sands and Paulsen, a bill for an act relating to posting of local government budgets, certain annual financial reports, and contract information on the internet.

Read first time and referred to committee on **local government**.

[House File 2300](#), by R. Olson, a bill for an act relating to mandatory retirement for senior judges.

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

[House File 2301](#), by Upmeyer, a bill for an act relating to health information technology including creating an electronic health information commission.

Read first time and referred to committee on **human resources**.

[House File 2302](#), by R. Olson, a bill for an act relating to enforcement of requirements for illumination of motor vehicle registration plates.

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

[House File 2303](#), by Abdul-Samad, Ford, and Smith, a bill for an act relating to the development and implementation of a certificate of employability program by the board of parole.

Read first time and referred to committee on **human resources**.

[House File 2304](#), by Ford, a bill for an act relating to farmland preservation, by providing tax credits and restrictions on the uses of farmland eligible for tax credits, and providing penalties.

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

#### SPECIAL PRESENTATION

Whitaker of Van Buren recognized Emily Meyer with a certificate of recognition to thank her for her service in computer services in the Iowa House.

The House rose and expressed its appreciation.

On motion by Whitaker of Van Buren, the House was recessed at 9:16 a.m., until 9:30 a.m.

The House reconvened at 9:40 a.m., Speaker Murphy in the chair.

### COMMITTEE TO NOTIFY THE SENATE

Jochum of Dubuque moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such committee Jochum of Dubuque, Dandekar of Linn and Worthan of Buena Vista.

The House stood at ease at 9:40 a.m., until the fall of the gavel.

The House resumed session at 9:53 a.m., Speaker Murphy in the chair.

### REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Jochum of Dubuque, Chair of the committee appointed to notify the Senate that the House was ready to receive it in joint convention reported that the committee had performed its duty.

The report was accepted, and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

### JOINT CONVENTION

In accordance with law and [House Concurrent Resolution 104](#), duly adopted, the joint convention was called to order at 9:55 a.m., President Kibbie presiding.

Senator Gronstal of Pottawattamie moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present.

The motion prevailed.

President Kibbie announced a quorum present and the joint convention duly organized.

Senator Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to escort Governor Chester J. Culver to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the President appointed as such committee Senators Courtney of Des Moines, Appel of Warren and Hartsuch of Scott, on the part of the Senate, and Representatives Wise of Lee, Petersen of Polk and Rasmussen of Buchanan, on the part of the House.

Senator Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to escort Adjutant General Ron Dardis to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the President appointed as such committee Senators Warnstadt of Woodbury, Beall of Webster and Zaun of Polk, on the part of the Senate, and Representatives Zirkelbach of Jones, Whitead of Woodbury and Windschitl of Harrison, on the part of the House.

State Auditor, David Vaudt; Secretary of State, Michael A. Mauro and Attorney General, Tom Miller were escorted into the House chamber.

The family of General Dardis was escorted into the House chamber.

The committee waited upon Governor Chester J. Culver and escorted him into the House chamber.

The committee waited upon Major General Dardis, Adjutant General of the Iowa National Guard and escorted him to the Speaker's station.

President Kibbie presented Major General Dardis, Adjutant General of the Iowa National Guard. General Dardis provides command and control for 105 Army and Air National Guard Units and over 9,500 Army and Air National Guard members in the state of Iowa.

Major General Dardis delivered the following Condition of the Iowa National Guard Message:

Thank you very much for that warm welcome.

I'm honored once again to stand before you and report on the Condition of the Iowa National Guard.

A Guard that has evolved from a territorial militia, formed to provide collective security on the American frontier, to a full-spectrum operational force prepared to defend our state and nation during an age of persistent conflict.

For more than 170 years, generations of Iowans mustered from throughout our communities to carry on this Prairie Soldier legacy, serving through a Civil War, domestic emergencies and disasters, World Wars, and ideological struggles.

Today, these Global Minutemen, like those who came before, carry on this proud legacy, serving their state and answering our Nation's call to duty here at home and around the globe.

Speaker Murphy, President Kibbie – thank you for inviting me to provide this update. It is a great honor for me to appear before this joint convention of the eight-second General Assembly of the Iowa Legislature.

The Iowa National Guard is indeed fortunate to have this opportunity to highlight our issues, tell our story and above all thank you and all the citizens of Iowa for the overwhelming and enduring support of our men and women in uniform. We could not succeed without it.

I also want to thank and recognize your colleague, our comrade-in-arms, Representative Ray Zirkelbach, a proud member of the longest serving unit in the history of the Global War on Terror – the "Ironman" Battalion, 1-133<sup>rd</sup> Infantry, Iowa Army National Guard!

Sgt. Zirkelbach: I'm sure you don't get tired of hearing it, and I certainly never tire of saying it to our returning Warriors – Welcome home!

Good to have you back home with your family, friends and the Iowa Guard Team. I thank you for your extraordinary service and for your family's tremendous sacrifice on behalf of our state and nation. Thank you for a job well done!

Governor Culver, members of the General Assembly, distinguished guests and fellow Iowans:

Last year I reported the condition of the Iowa National Guard was strong – the strongest it had been in generations. Today, I stand by that assessment. We are a battle-hardened and respected fighting force that continues to carry out our federal, state and community missions with vigor and determination.

Yet, six years of war and more than 10,000 mobilized Soldiers and Airmen, leaves no doubt we are an organization that is stretched and stressed. We see it in the faces of our Warriors sent off on their second, and in some cases, third deployments since 9-11; we see it in our families, asked to endure lengthy and in some cases repeated separations; and we see it in returning Soldiers and Airmen, struggling to reintegrate with their families and routines of their daily lives.

Ladies and Gentlemen: this is what keeps me awake at night. I worry so much for the health and well-being of our Soldiers and Airmen and their families. We are trying to assist in every way possible and yet it never seems like enough.

These are indeed challenging times for the one percent of Americans who proudly serve their nation in uniform. And it is increasingly true for the Soldiers and Airmen of the Iowa National Guard, who make up nearly two percent of our nation's National Guard forces.

Our military is not weak or hollow; it is not broken. It remains the preeminent military power in the world. And I want you and the citizens of Iowa to know, that the Iowa National Guard stands ready to meet anticipated state and federal mission requirements.

What we don't know and what most concerns senior leaders is this: "Where is the breaking point?" As Adm. Michael Mullen, chairman of the Joint Chiefs of Staff said recently: "The well is deep, but it is not infinite." Yet, in this age of persistent conflict, the demands on our military will not subside in the near future.

Protracted confrontation among state, non-state and individual actors willing to use violence to achieve political and ideological objectives will likely increase as trends in globalization, technological developments, shifts in demographics, competition for resources, and climate change continue to create friction among nations and throughout diverse populations.

The enduring lesson of 9-11 is that try as we might, we can't wish this reality away or close our eyes to the threat it poses to our national interest and domestic tranquility.

Whether we like it or not, a network of global extremists is at war against our country and it is clear that they seek to exploit those trends to challenge our security.

Some of you may be saying: "Okay, that's an interesting comment on the current national security debate, but what does it have to do with the Iowa National Guard?"

The answer is: everything!

When we were attacked on September 11, 2001, we had to respond with a Cold War Army reduced in size by more than 300,000 Soldiers from its Cold War peak, ill-suited and unprepared for the type of conflict thrust upon us.

We were in that position as a result of decisions made during the previous decade to cash the peace dividend and drawdown our military forces by nearly two-thirds.

The Cold War was over; we had won. We basked in the glow of an overwhelming victory in Operation Desert Storm. We scanned the horizon for peer competitors and saw none. Reductions in defense spending made sense.

However well-intentioned these reductions seemed at the time, today we are paying the price for those decisions.

When this decade began, the active Army was in desperate need of organizational change and transformation. The same was true for the Army National Guard. It was configured and resourced as a strategic reserve unprepared and ill-equipped for the demands that would soon come its way.

Accelerated security demands brought by the Global War on Terror forced the country to do what it has always done in times of military necessity – turn to the National Guard. And the National Guard responded in numbers unprecedented since World War II, at one time providing more than half the combat power in Iraq. The Iowa National Guard contributed its share, mobilizing more than 100% of its authorized strength during the past six years.

Looking back it is fair to say that those brave Americans fighting in this global war on terror, and their families, paid for the Cold War peace dividend with their blood, sweat and tears. And the men and women serving in the National Guard, especially, the Iowa National Guard, were no exception.

Inadequate funding for personnel, equipment and training forced the Army National Guard to cross-level units within and across state boundaries, severely impacting future unit and individual readiness. This practice did and continues to have a detrimental impact on Iowa National Guard readiness.

In order to overcome these challenges, the Army and its reserve components accelerated transformation and rebalancing efforts.

This means the National Guard is no longer a strategic reserve. It is now viewed as an operational force expected to prepare, train and deploy in a manner and at a rate much different than we saw during the Cold War.

This is a positive development. If properly trained and equipped, the National Guard can add much-needed depth to our active component forces at a fraction of the cost. Currently, the Guard provides more than a third of the Army and Air Forces' force structure, yet consumes only 7 percent of the resources needed to fund active duty forces.

And keep in mind that the dollars invested in the National Guard provide twice the benefit because its capabilities are immediately available to the Governor in times of domestic emergencies and natural disasters.

Once transformation and rebalancing of the Army National Guard is complete, there will be 112 brigades, including 28 Brigade Combat Teams, 46 Multifunctional brigades and 38 functional brigade formations in the Army National Guard. This rebalancing plan has created unique opportunities to station complete units, to the extent possible, within state boundaries. Iowa is a Brigade Combat Team state, home to the 2nd Brigade Combat Team, 34th Infantry Division; nearly a full brigade combat team is headquartered in Boone, with supporting units stationed across the state.

This realignment and restationing improves command and control of these units and greatly enhances our ability to meet manning, equipping, training and

mobilization requirements. While this is a positive development for the Iowa National Guard, it will create future challenges.

When the 2<sup>nd</sup> BCT is called to active duty, and that time will come given the current security requirements, it will be a significant event for the Iowa National Guard and the State of Iowa. We can expect more than 3,500 Soldiers to deploy from this state at one time – nearly 50 percent of our Army National Guard strength.

In today's global security environment, we expect our National Guard Soldiers to mobilize and deploy for 12 months once every four to five years, and our Airmen for 45 days every 18 months. This means the old mantra of "one weekend a month and two weeks a year" no longer applies to these citizen-warriors.

Not including a BCT mobilization, we believe, on average, the Iowa National Guard will deploy between 800-1,200 Soldiers annually, as well as approximately 600 Airmen every 18 months. Given the current environment, we believe, these are sustainable taskings.

The Army Force Generation cycle and Air Expeditionary Force concept have changed expectations. With these new models come increased pre-mobilization training and preparation requirements, which will cause our Soldiers and Airmen to spend more time away from families and jobs in the months and weeks preceding a deployment.

Our members and their families are beginning to understand and come to terms with this new reality. Employers, communities and policymakers must do so as well. In order to sustain these deployment cycles, we must have a reserve component force that is predictable, accessible, manned, equipped and organized to serve as an effective part of the Joint Force.

The current state of our Active military in this age of persistent conflict leaves us no choice. As the Commission on the National Guard and Reserve recently noted there is "no reasonable alternative to increased reliance on the reserve components."

Policymakers have accepted that the Active Army needs to grow – current plans call for adding nearly 75,000 Soldiers by 2010. But recruiting these new Soldiers and developing the officers and non-commissioned officers to lead them will be a daunting and time-consuming challenge.

This means continued reliance on reserve component forces for the foreseeable future. Continued changes in laws, rules, regulations, personnel and funding systems at the Department of Defense and congressional levels are needed in order to sustain the National Guard as an essential part of the Nation's all-volunteer force.

I'm talking about changes that improve readiness, modernize antiquated mobilization policies, and enhance current programs and organizations that support service members, their families and their employers not just before and during deployments, but also when they return home.

Investments in training and equipment are meaningless if we turn our backs on the needs of Citizen-Soldiers and Airmen when the deployment is over. Not only is this a readiness issue for the National Guard – we need them for future missions – more importantly, it's the right and honorable thing to do. We must develop programs and regulations that fully accommodate the unique nature of reintegrating reserve component service members.

Promises to fully equip and resource the Army National Guard are promises that must be kept to our Soldiers. They have served and sacrificed for our state and nation; they have proven their ability to accomplish their missions; and they have kept faith with the American people. Now, we owe it to them and future Soldiers to keep our end of the bargain.

In order to keep this promise, the Army must provide timely and predictable resources to the National Guard. The Army has pledged to boost Army National Guard spending by \$23 billion through 2011 and promised further increases in subsequent years.

Although the Air National Guard transformed to an operational force many years ago, it too faces significant funding challenges. It is faced with a rapidly-aging and overworked fleet of airplanes. The Air Force will need to invest heavily over the next several years to recapitalize its force.

The Iowa Air National Guard will benefit if the Air Force succeeds in acquiring the necessary funds to rebuild what it calls the "required force." Initial plans call for stationing the KC-X Tanker at Sioux City and the F35 Joint Strike Fighter at the Des Moines International Airport. This will ensure future flying missions for these Iowa units for years to come.

In order to sustain these promises, Congress will need to maintain defense spending to a minimum of 4% of gross domestic product, a relatively low percentage compared to previous conflicts (38% WWII, 14% Korea, 10% Vietnam).

I realize that for the most part these are not policy issues that come before this body. However, these are things that directly impact the condition of the Iowa National Guard.

The Iowa General Assembly and our Commander-in-Chief, Governor Culver, have been extremely supportive of our legislative proposals to help meet the needs of our Iowa National Guard Soldiers and Airmen, their families and their communities.

We see this in the Iowa National Guard Education Assistance program, which is helping nearly 1,100 Soldiers and Airmen attend college this year.

We see it in state matching dollars provided to the Guard to leverage federal military construction and maintenance funding to maintain and refurbish old armories and build future Readiness Centers in key demographic areas around the state.

We see it in legislation that indirectly helps our Soldiers and Airmen, like the recently enacted military leave bill and previous legislation to help returning veterans purchase a home or help family members care for a loved-one injured in battle.

Many of you continue to ask: "What more can we do for our Iowa National Guard Soldiers and Airmen?"

You have done and are doing all that we have asked of you. Our Soldiers and Airmen are overwhelmed by the tremendous outpouring of support they receive from elected leaders and ordinary Iowans throughout the state who continue to send care packages and contribute their time and talents to causes that support our deployed service members.

What our Soldiers and Airmen want more than anything else is your continued support. They will endure any hardship and sacrifice beyond comprehension if they

believe you still have faith in them. These men and women have devoted their lives to serving others.

I want to introduce you to some ordinary Iowans that serve their state and nation in extraordinary ways. These men and women live throughout our state; they represent more than 9,500 Soldiers and Airmen, their family members and employers. These individuals are making a difference in communities, across our great state, for the nation and indeed for people in dangerous spots around the world.

The Iowa National Guard is an organization of opportunity, giving young Iowans reason to stay in our great state to serve others, give back to their communities and enrich their lives.

Let me give you an example of one such man. His name is Capt. David Harper, a traditional Soldier assigned to the Iowa Army National Guard's 224th Engineer Battalion. When he's not serving in uniform, Capt. Harper is the Dean of Students at Pekin High School in Packwood, Iowa where he also coaches football, wrestling, basketball, track, and baseball.

Captain Harper selflessly gives of his time and talents to the community of Packwood, Iowa. He commits time to enhancing school facilities, performing maintenance for elderly and disadvantaged community members, delivering Thanksgiving meals, and spending time with youngsters through participation in the Big Brothers program.

Captain Harper has served his Community, State, and Nation in a selfless manner throughout his life. He served more than 11 years as an Enlisted Soldier, including six months deployed in support of Operation Desert Storm in 1991, on State Active Duty in support of the 1993 Floods, and most recently on Active Duty in support of Operation Iraqi Freedom, from October 2004 –January 2006.

Captain Harper has chosen a career as an Educator, and a Soldier, in order to make a positive impact on the future of his community, state, and nation. He embodies the traits, characteristics, and values that we espouse in our members. He is a role model for all Iowans and a proud member of our Iowa National Guard officer corps.

Captain Harper, please stand and be recognized. Thank you, Captain Harper, you may be seated.

Captain Harper's contributions are significant. But he is one of many such men and women serving in the Iowa National Guard today.

These next two individuals I want to introduce are also making significant contributions to Iowa. Staff Sgt. Anthony R. Duong (dwong) was our top recruiter last year, bringing 31 new Soldiers into the Iowa Army National Guard. What is truly amazing about this is that he did it in the Sioux City market, an area of the state with smaller demographics and one that has never produced a top Army National Guard recruiter.

Also significant is the outstanding relationship that he has developed with the high schools in the area, particularly Sioux City North High School where he is an assistant wrestling coach and peer mentor. Staff Sgt. Duong (dwong) has established an exceptional reputation among athletes, and the general student population, because they know that he is there to do more than just recruit for the Iowa National Guard. He is there to invest in their school and to make a difference in the lives of young people in that community.

Sgt. 1st Class Steve Groon was selected as the national recipient of the In-Service Recruiter / Intra-State Transfer Coordinator award. His sole mission was to talk Soldiers leaving Active Duty into coming to Iowa, where they could attend an Iowa college and serve in the Iowa National Guard. And he did this better than anyone else in the nation. Many of us talk about ways to get people to come to Iowa. Sgt. 1st Class Groon did more than that – he turned talk into action by delivering 30 new Iowans to the state last year alone.

Staff Sgt. Duong (dwong) and Sgt. 1st Class Groon, please stand and be recognized for your outstanding accomplishments! Thank you, please be seated.

One of the unique things about Iowa is that it's still a place where a small employer can have a big impact. Augustine & Sons, a 2,000-acre grain and livestock operation near Rose Hill, Iowa with only two full-time employees, is a prime example of how size doesn't matter.

This family farm near Oskaloosa is the first Iowa recipient of the Secretary of Defense Employer Support Freedom award presented annually to employers for outstanding support to employees serving in the National Guard and Reserves.

Ladies and Gentlemen: this is a big deal! There are only 15 such awards given each year in a country with millions of employers, large and small. Augustine and Sons must have been one of the smallest. In September last year, they went to Washington to receive the award and met the president, the vice president and the secretary of defense. A scheduled six minute photo op turned into a nearly hour-long conversation with President Bush.

Augustine & Sons is making a big difference for the family of 1st Sgt. Matt Strasser currently serving overseas with an Afghanistan National Army Training team. But don't take my word for it; listen to how 1st Sgt. Strasser describes what his employer has done for his family:

"Thank you for letting me come and go during my last few weeks of work so I could spend as much time with my family as possible. Thank you for allowing my family to live on the farm during my first deployment, rent free (they are again providing this benefit).

"Thank you for taking my boys fishing, watching their sports games while I'm gone and fixing their dirt bikes. Thank you for watching them when they're sick so my wife, Jessica, can go to work, and for flowers on our kitchen table when she's had a rough day. Thank you for plowing winter's snow from the drive and for taking time away from your own families to help mine."

These are just a few of the things the Augustines have done for their employee. There are many others. One of our values is selfless service – Augustine & Sons has clearly demonstrated this enduring Iowa National Guard value.

Continued employer support for our deployed Soldiers and Airmen is crucial. 1st Sgt. Strasser said it best: this support "allows us to do what we do with total commitment and the confidence that our families and our jobs will be safe."

Dan, Mike and Keith Augustine please stand and be recognized for all you have done for this family. Joining the Augustines are 1st Sgt. Strasser's wife, Jessica and their two sons, Reese and Tyler. Thank you, please be seated.

One of the Iowa National Guard themes we wanted to emphasize this year is legacy of service. To do so we selected two families to represent the many families that have chosen to serve their state and nation in the Iowa National Guard over multiple generations.

But before I introduce them to you, there is another family I want you to meet that has earned an enduring place in our Iowa National Guard family. For them and nearly 20 other Iowa National Guard families over the last six years, this distinction came at a horrendous price – the loss of a loved-one.

A beloved husband and father, Master Sgt. Scott Carney died in a HUMVEE accident in Herat, Afghanistan on August 24<sup>th</sup> last year. Master Sgt. Carney left behind a beautiful wife, Jeni and two adoring sons, Jacob and Justin. Through the loss of their loved-one, they learned the true meaning of service and sacrifice. For them these are not mere words but consequential actions that have forever changed their family.

Jeni, Jacob and Justin, though your loss is great, I hope you find some small measure of comfort in knowing that Scott's legacy and dedication to serving others lives on in the men and women of the Iowa National Guard – a family to which you will always belong.

Jeni, you have been an inspiration to us during this most difficult time for your family.

Thank you...please be seated.

The Corell family has a long and proud military legacy. A great uncle served as a general officer during World War I. Grandfather Benjamin Preston fought in World War II as a Marine in the Pacific earning 3 Bronze Stars at Guadalcanal and two Corells, a father and uncle, served in the Marine Corps after the Korean War.

Col. Ben Corell began his career in the Iowa Army National Guard more than 22 years ago when he enlisted into Bravo Company, 1st Battalion, 133rd Infantry in Oelwein, Iowa. His three sons followed suit.

Staff Sgt. Wade Corell, a full-time Active Guard and Reserve Soldier, enlisted in the 1-133 in 2000. He is an Operation Enduring Freedom veteran.

Sgt. Travis Corell, an Active Guard and Reserve recruiter for the Iowa Army National Guard in the Waterloo area, also enlisted into the 1-133<sup>rd</sup> in 2000 and is also an Operation Enduring Freedom veteran.

Sgt. Tyler Corell enlisted into the 1-133 in 2002, where he currently serves as a Rifle Team Leader. He is both an Operation Enduring Freedom and Operation Iraqi Freedom veteran.

In 2005, when the 1-133 was alerted for active duty, Col. Corell was the battalion commander and all three of his sons served under him. His wife asked that he take only one son with him on the deployment. Tyler insisted he choose him.

In all, more than 50 family members deployed with the 1-133 to Iraq – an enduring example of our Iowa National Guard family legacy of service.

Family legacies are not unique to the Army National Guard. The Iowa Air National Guard has many as well.

The Kenagy family is a wonderful example of an Iowa Air National Guard family legacy. For three generations, the Kenagy's have served their state and nation in an exemplarily manner.

Sr. Master Sgt. Dwight Kenagy served in the Air Guard for more than 30 years including a deployment with the 185<sup>th</sup> Fighter Wing to Vietnam from 1968 to 1969.

Master Sgt. David Kenagy enlisted in the Air Guard in 1992 as a traditional Airman and in 1995 became a full time technician working in the area of Aircraft Flight equipment.

Senior Airman Keith Kenagy is currently serving on Operation Jump Start in the Arizona desert building roads.

Airmen First Class Brian Kenagy serves in the electric shop at the 185<sup>th</sup> Air Refueling Wing and will start college in the fall.

And last but certainly not least, Dannette Kenagy, has represented the 185th Family Readiness Group since 1994 and has served as a state council representative in our family readiness program for many years.

David and I have a unique history I'd like to take a few moments to share with you.

Twelve years ago I ejected from an F-16 on takeoff after a catastrophic engine failure. I experienced a successful ejection and thankfully everything worked as advertized.

The young man that packed my parachute that day was Dave Kenagy. Here is one General that is extremely happy he chose to work in the parachute shop and that he was and is a true professional in every sense of the word.

Thanks, Dave, for your dedicated service and a job well done!

At this time, I'd ask the Kenagy and Corell families to please stand and be recognized for the multiple generations of service these and many other Iowa National Guard families have given to their state and nation!

Thank you, please be seated.

Today, nearly 1,500 Iowa National Guard Soldiers and Airmen are serving or preparing to serve on active duty in support of the global war on terror.

In the past year, nearly 800 returned from deployments. I'd like to highlight a few of their accomplishments.

Soldiers and Airmen: Please stand as I recognize your units and remain standing until I complete my comments.

The 1st Battalion, 133rd Infantry, deployed more than 640 members in the spring of 2006 to the Iraqi province of al-Anbar, at that time one of the most dangerous parts of the country.

During their deployment, they:

- Completed more than 500 security convoy missions;
- Logged more 4.4 million mission miles delivering over one-third of the fuel needed to sustain coalition forces in Iraq;

- Captured and processed over 60 insurgents; and
- Discovered 10 weapons caches.

Originally scheduled to return home in April 2007, the 1-133<sup>rd</sup>'s deployment was extended four months by the "Surge", making theirs the longest continuous deployment of any National Guard unit during Operation Iraqi Freedom, and earning them the distinction of being the longest serving Iowa military unit since World War II.

Two Soldiers from the unit were Killed-in-Action, Sgt. 1<sup>st</sup> Class Scott E. Nisely ("NYZ lee") and Sgt. Kampha ("kum paul") B. Sourivong, during combat operations near Al Asad, Iraq, on September 30, 2006.

The unit received 116 Improvised Explosive Device strikes and had 35 Soldiers awarded the Purple Heart for injuries received during enemy attacks.

Thirty Soldiers earned Bronze Stars, three with V device for Valor, 73 earned Combat Action Badges, 396 earned Combat Infantry Badges, 24 earned Combat Medic Badges, and 196 earned the Army Commendation Medals, 11 with V device.

277 Soldiers had previously deployed and more than 81 percent of eligible Soldiers reenlisted during the deployment.

This unit's incredible journey was captured by the CBS program "60 Minutes", which devoted an entire hour to telling the story of the Ironman Battalion. The program, titled "Fathers, Sons and Brothers," was a unique, one-of-a-kind project that showed the National Guard and the state of Iowa in a very favorable light.

The unit is represented here today by Col. Ben Corell, the Battalion Commander and his son, Sgt. Tyler Corell.

The 16 Soldier Afghan National Army-Combat Service Support Embedded Training Team (ANA-CSS ETT) provided advanced logistical and combat service support training to the Afghan National Army. The team was part of a multi-national effort to ensure the safety and prosperity of the country of Afghanistan and the Afghan people.

The ETT trained Afghan Army and local police, secured cities and towns, opened new schools, donated supplies, and aided the economic and industrial development of Gardez. They performed more than 120 Combat missions with the Afghan National Army while conducting resupply mission within their area of operations.

The ANA training team is represented here today by Capt. Steve Johnson and Command Sgt. Maj. John Brietsprecker.

The 1034th Combat Service Support Battalion deployed 76 Soldiers – 23 had previously deployed – to Iraq in early August 2006, where the unit conducted multi-functional logistics operations at Logistical Support Area (LSA) Anaconda near Balad, Iraq.

During the last 14-month deployment, the 1034th CSSB operated the largest logistics base in the Iraqi theater of operations, managed more than 1,800 assigned Soldiers, monitored the issuance of more than 32 short tons of ammunition, managed more than \$100 million dollars of equipment, and improved the overall operational readiness rate of equipment to 92%.

Twenty-one Soldiers earned Bronze Stars Medals.

The 1034<sup>th</sup> is represented here today by Lt. Col. Dave Verdi and Sgt. 1st Class Jeff Peterson.

Company C, 2nd Battalion, 147th Aviation Battalion (Air Assault) mobilized in support of Operation Iraqi Freedom on April 11, 2006 and deployed overseas in September 2006.

Based at Balad Air Base north of Baghdad, Company C conducted combat operations throughout Iraq, including battlefield circulation, VIP transport, and air assault missions. In June, the unit conducted several air assaults in support of the start of surge operations in Diyala province. Company C led its battalion in mission execution, conducting 740 missions and accumulating more 7850 flight hours.

Just to give you an idea of the operations tempo this unit experienced during their deployment, in an average year back in Iowa, the unit typically has about 1300 flight hours. This means they accumulated six years of flight time in one year – in a combat environment without a single aviation accident or injury. And thankfully, they completed the deployment without a single aircraft being shot down - only minor battle damage from small arms fire.

Soldiers in the unit earned 28 Combat Action Badges, 13 Bronze Stars, 60 Air Medals and 12 Army Commendation Medals.

Company C is represented here today by 1st Lt. Eric M. Nelson and Chief Warrant Officer Four Joedy VanVelzen.

These Iowa National Guard Citizen Soldiers have once again demonstrated that the Citizen-Soldiers of the Iowa Army National Guard can and will perform above and beyond the call to duty.

The Iowa Air National Guard has also deployed a number of its members in support of the Global War on Terror.

Its Medical Group team, represented here today by Lt. Col. Mark Davis, volunteered for deployment to Iraq where they believed their civilian expertise and experience could save lives and lessen the effects of personal injuries.

They left the confines and security of the base and instituted a one-of-a-kind critical care initiative, treating Iraqi civilians in their local communities, which provided much-needed hands-on care and life-saving treatment.

The team completed more than 20 air evacuations; provided sick call services for hundreds of Army and Air Force personnel; provided tactical Combat Care training; and compassionately counseled U.S. Army Mortuary staff struggling with their difficult duties.

Lt. Col. Davis has been named the Air National Guard Outstanding Biomedical Sciences Officer and Outstanding Physician Assistant of the Year.

Col. Jennifer Walters, Capt. Christopher Latcham, and Chief Master Sgt. Sean Larson from the 132<sup>nd</sup> Fighter Wing deployed to Bagram Air Base, Afghanistan, where they supported nearly 1,400 deployed Airmen in 35 austere locations throughout the country.

They conducted multiple command visits, assisted with the first Air Force Provincial Team rotations; resolved request for fillers and in-lieu-of conflicts; initiated retasking of Airmen; assisted with the reconstruction of roads, bridges, wells, schools,

and district and community centers; participated in humanitarian assistance missions; and conducted de-mining, unexploded ordinance and weapons caches missions.

As we all know, the National Guard is unique among our Nation's military services because of its role in coming to the aid of civilian authorities in times of natural disasters and emergencies.

Few missions are as satisfying for members of the National Guard than coming to the aid of a neighbor in need.

Over the July 4<sup>th</sup> holiday last summer, 26 members of the Iowa National Guard did just that when they deployed to Fredonia, Kansas to provide water purification services to the town's 2,600 residents. Fredonia's municipal water supply was contaminated by extensive flooding.

One day they were grilling hamburgers in Iowa celebrating the Fourth of July and the next they were purifying water in Kansas.

Before it was all said and done, these Iowa National Guard Soldiers provided more than 3.1 million gallons of potable water for their Kansas neighbors. Those of you who remember the floods of 1993 can really appreciate what this meant for the residents of Fredonia.

Representing the 1555<sup>th</sup> Quartermaster Company is Sgt. Lani Hefel and Sgt. Josh Michel.

Ladies and Gentlemen: These are your Soldiers and Airmen who have served their state and nation this past year!

Thank you, please be seated.

Few of us will forget the one – two punch of the ice storm/blizzard combination that nearly shut down the state last February. There's nothing like a good old-fashioned Iowa blizzard to remind us of the importance of our state mission.

And when that call came, the men and women of the Iowa Guard Team were ready. Nearly 600 Iowa National Guard Soldiers and Airmen responded with the skill and professionalism the citizens of this state have come to expect. We conducted generator missions, highway assistance team support, provided armories for shelters, and even transported an expectant mother stranded in Marshalltown to Des Moines for medical care.

Let me share with you a little story about the uniqueness of the Iowa National Guard that was brought home to the Governor and I during the Guard's response to this snow storm.

Governor Culver and I were traveling around the affected area when we stopped in Toledo for a briefing. We walked in and there stood two Iowa National Guard Soldiers, Maj. Todd Lucas and 1st Sgt. Willie Adams, running the Guard's storm response operations.

I said, "Governor you're not going to believe this but the last time I saw these two was in Sharan, Afghanistan – fifteen miles from the Pakistan border – where they were serving as part of a Provincial Reconstruction Team."

This story, more than any other, encapsulates the uniqueness of our mission – From Prairie Soldier to Global Minuteman; we are the Iowa National Guard!

Ladies and Gentlemen, thanks for listening to my comments, and thank you for your continued support of the men and women who proudly serve in the Iowa National Guard.

May God continue to bless you and your families, the great state of Iowa and the United States of America!

Thank you!

Major General Dardis was escorted from the House chamber by the committee previously appointed.

Governor Chester J. Culver was escorted from the House chamber by the committee previously appointed.

McCarthy of Polk moved that the joint convention be dissolved at 10:55 a.m.

On motion by McCarthy of Polk, the House was recessed at 10:57 a.m., until 4:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 4:02 p.m., Heddens of Story in the chair.

#### QUORUM CALL

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

#### INTRODUCTION OF BILLS

**House File 2305**, by Paulsen, Struyk, Kaufmann, Baudler, Deyoe, Rayhons, Soderberg, Upmeyer, Heaton, Tjepkes, Tymeson, Forristall, L. Miller, Greiner, Hoffman, Chambers, Alons, Worthan, May, De Boef, Sands, Watts, Lukan, Dolecheck, Rants, Roberts, D. Taylor, Jacobs, Van Fossen, Boal, Van Engelenhoven, Pettengill, Tomenga, Quirk, T. Taylor, Dandekar, Kelley, Shomshor, Bukta, Bailey, Zirkelbach, Jacoby, Gipp, Raecker, Drake, Foege, Huseman, R. Olson, Clute, Anderson, Wise, Grassley, Rasmussen, Huser, Schickel, Windschitl and Berry, a bill for an act revising the definition of alternative and renewable energy applicable to specified energy independence initiatives.

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

[House File 2306](#), by Reichert, a bill for an act creating an Iowa housing council and making appropriations.

Read first time and referred to committee on **economic growth**.

[House File 2307](#), by Kaufmann, Swaim, Forristall and Heddens, a bill for an act making an appropriation for a breast and cervical cancer early detection program.

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

[House File 2308](#), by Smith, a bill for an act relating to consumer rental purchase agreement definitions and references contained within the consumer credit code.

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

[House File 2309](#), by committee on human resources, a bill for an act relating to child support recovery including assignment of support to the state relative to receipt of family investment program benefits, garnishment of money held by the state for a person who owes delinquent child support, the reporting of delinquent child support obligors to consumer reporting agencies, access to cellular telephone numbers for the purpose of the computer match program by the child support recovery unit, collection of support from certain obligors, the information included in a notice regarding the administrative levy of an account, and medical support of a child, and providing effective and retroactive applicability dates.

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

[House File 2310](#), by committee on human resources, a bill for an act requiring the departments of public health and human services to collect data and develop a protocol to address the relationship between substance misuse, abuse, or dependency by a child's parent, guardian, custodian, or other person responsible for the child's care and child abuse.

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

[House File 2311](#), by Boal, a bill for an act relating to a contribution to a local anticrime organization in connection with a criminal proceeding.

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

[House File 2312](#), by Raecker, a bill for an act relating to special permits for Canada goose hunting and providing a penalty.

Read first time and referred to committee on **natural resources**.

[House File 2313](#), by Granzow, a bill for an act increasing the financial aid required of the state for county juvenile detention homes.

Read first time and referred to committee on **human resources**.

## CONSIDERATION OF BILLS Regular Calendar

[House File 2165](#), a bill for an act relating to business corporations, by providing for distributions and business opportunities, was taken up for consideration.

Swaim of Davis 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. 2165](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Hoffman	Horbach
Hunter	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy

Mertz	Miller, H.	Miller, L.	Murphy, Spkr.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Heddens, Presiding

The nays were, none.

Absent or not voting, none.

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

**House File 2189**, a bill for an act relating to the regulation and certification of shorthand reporters and the appropriation of fees to offset costs, was taken up for consideration.

Wendt of Woodbury 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. 2189](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Hoffman	Horbach
Hunter	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Murphy, Spkr.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Petersen

Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wienczek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Heddens, Presiding

The nays were, none.

Absent or not voting, none.

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

**[House File 2194](#)**, a bill for an act relating to exemptions to state minimum wage requirements, was taken up for consideration.

Jochum of Dubuque 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. 2194](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevrt	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Hoffman	Horbach
Hunter	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Murphy, Spkr.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Smith	Soderberg	Staed

Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Heddens, Presiding

The nays were, none.

Absent or not voting, none.

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

### [HOUSE FILE 2002](#) WITHDRAWN

Jochum of Dubuque asked and received unanimous consent to withdraw [House File 2002](#) from further consideration by the House.

[House File 2196](#), a bill for an act requiring the department of transportation to study the acceptance of electronic payments at its customer service sites, was taken up for consideration.

May of Dickinson offered the following amendment [H-8034](#) filed by him and moved its adoption:

#### [H-8034](#)

- 1 Amend [House File 2196](#) as follows;
- 2 1. Page 1, line 4, by inserting after the word
- 3 "revenues" the following: "at sites operated by
- 4 county treasurers under chapter 321M and".
- 5 2. Title page, line 3, by inserting after the
- 6 word "sites" the following: "and sites operated by
- 7 county treasurers".

Amendment [H-8034](#) was adopted.

May of Dickinson 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. 2196](#))

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Hoffman	Horbach
Hunter	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Murphy, Spkr.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Heddens, Presiding

The nays were, none.

Absent or not voting, none.

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

### [HOUSE FILE 2018](#) WITHDRAWN

May of Dickinson asked and received unanimous consent to withdraw [House File 2018](#) from further consideration by the House.

### IMMEDIATE MESSAGES

McCarthy of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2165, 2189, 2194 and 2196.**

[House File 2212](#), a bill for an act creating a smokefree air Act and providing penalties, was taken up for consideration.

Speaker Murphy in the chair at 4:51 p.m.

Paulsen of Linn asked and received unanimous consent that amendment [H-8025](#) be deferred.

Upmeyer of Hancock asked and received unanimous consent that amendment [H-8033](#) be deferred.

Lukan of Dubuque asked and received unanimous consent that amendment [H-8020](#) be deferred.

Boal of Polk offered amendment [H-8026](#) filed by her and May of Dickinson as follows:

[H-8026](#)

- 1 Amend [House File 2212](#) as follows:
- 2 1. Page 4, by inserting after line 27, the
- 3 following:
- 4 "\_\_\_\_. Gaming facilities."
- 5 2. Page 8, by striking lines 5 and 6.
- 6 3. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 43, nays 51.

Amendment [H-8026](#) lost.

Lukan of Dubuque asked and received unanimous consent to withdraw amendment [H-8018](#) filed by him on February 13, 2008.

Jacobs of Polk asked and received unanimous consent that amendment [H-8022](#) be deferred.

T. Olson of Linn offered the following amendment [H-8027](#) filed by him and moved its adoption:

[H-8027](#)

- 1 Amend [House File 2212](#) as follows:
- 2 1. Page 6, line 8, by striking the word "twenty"

- 3 and inserting the following: "ten".  
 4 2. Page 6, line 10, by striking the word "twenty"  
 5 and inserting the following: "ten".  
 6 3. Page 6, line 11, by striking the word "fifty"  
 7 and inserting the following: "ten".  
 8 4. Page 6, line 21, by striking the word "fifty"  
 9 and inserting the following: "ten".  
 10 5. Page 8, by striking lines 9 and 10, and  
 11 inserting the following: "congressional charter,  
 12 except when the general public is invited. This  
 13 exemption shall".  
 14 6. Page 8, by inserting after line 12 the  
 15 following:  
 16 "\_\_\_ . The Iowa veterans home."  
 17 7. By renumbering as necessary.

Amendment [H-8027](#) was adopted, placing out of order the following amendments:

Amendment [H-8022](#), previously deferred, filed by Jacobs of Polk and Clute of Polk on February 13, 2008.

Amendment [H-8023](#) filed by Raecker of Polk on February 13, 2008.

Amendment [H-8036](#) filed by Struyk of Pottawattamie on February 14, 2008.

Amendment [H-8017](#) filed by Struyk of Pottawattamie et al., on February 12, 2008.

Horbach of Tama offered amendment [H-8016](#) filed by Horbach et al., as follows:

#### [H-8016](#)

- 1 Amend [House File 2212](#) as follows:  
 2 1. Page 8, by inserting after line 12 the  
 3 following:  
 4 "\_. Real property, including any structures  
 5 located on the real property, and any equipment, which  
 6 are owned or operated by a business association as  
 7 defined in section 202B.102 that is engaged in  
 8 agricultural production as defined in section 717A.1."  
 9 2. By renumbering as necessary.

Horbach of Tama offered the following amendment [H-8038](#), to amendment [H-8016](#), filed by him from the floor and moved its adoption:

[H-8038](#)

1 Amend the amendment, [H-8016](#), to [House File 2212](#), as  
2 follows:

3 1. Page 1, by striking lines 4 through 8 and  
4 inserting the following:

5 "" \_\_\_\_. a. Agricultural property which is used by  
6 a person when actively engaged in farming, if the  
7 person is any of the following:

8 (1) A person who files schedule F as part of the  
9 person's annual form 1040 or form 1041 filing with the  
10 United States internal revenue service, or an employee  
11 of such person while the employee is actively engaged  
12 in farming.

13 (2) A person who holds an equity position in or  
14 who is employed by a business association holding  
15 agricultural land where the business association is  
16 any of the following:

17 (a) A family farm corporation, authorized farm  
18 corporation, family farm limited partnership, limited  
19 partnership, family farm limited liability company,  
20 authorized limited liability company, family trust, or  
21 authorized trust, as provided in chapter 9H.

22 (b) A limited liability partnership as defined in  
23 section 486A.101.

24 (3) A natural person related to the person  
25 actively engaged in farming as provided in  
26 subparagraph (1) or (2) when the person is actively  
27 engaged in farming. The natural person must be  
28 related as spouse, parent, grandparent, lineal  
29 ascendant of a grandparent or a grandparent's spouse,  
30 other lineal descendant of a grandparent or a  
31 grandparent's spouse, or a person acting in a  
32 fiduciary capacity for persons so related.

33 b. For purposes of this subsection:

34 (1) "Actively engaged in farming" means  
35 participating in physical labor on a regular,  
36 continuous, and substantial basis, or making  
37 day-to-day management decisions, where such  
38 participation or decision making is directly related to  
39 raising and harvesting crops for feed, food, seed, or  
40 fiber, or to the care and feeding of livestock.

41 (2) "Agricultural property" means land of more  
42 than ten contiguous acres owned, leased, or held by a  
43 person, any residence or other structure located on  
44 that land, and any equipment used on that land.""

Amendment [H-8038](#) was adopted.

Horbach of Tama moved the adoption of amendment [H-8016](#), as amended.

Roll call was requested by Horbach of Tama and Paulsen of Linn.

On the question "Shall amendment [H-8016](#), as amended, be adopted?" ([H.F. 2212](#))

The ayes were, 50:

Alons	Anderson	Arnold	Bailey
Baudler	Boal	Chambers	Clute
De Boef	Deyoe	Dolecheck	Drake
Forristall	Gipp	Granzow	Grassley
Greiner	Heaton	Hoffman	Horbach
Huseman	Huser	Jacobs	Kaufmann
Lukan	May	Mertz	Miller, L.
Olson, S.	Paulsen	Pettengill	Raecker
Rants	Rasmussen	Rayhons	Roberts
Sands	Schickel	Soderberg	Struyk
Taylor, D.	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wiencck
Windschitl	Worthan		

The nays were, 50:

Abdul-Samad	Bell	Berry	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevrt	Gaskill	Gayman
Heddens	Hunter	Jacoby	Jochum
Kelley	Kressig	Kuhn	Lensing
Lykam	Mascher	McCarthy	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Quirk	Reasoner
Reichert	Schueller	Shomshor	Smith
Staed	Swaim	Taylor, T.	Thomas
Tomenga	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Murphy		

Absent or not voting, none.

Amendment [H-8016](#) lost.

Lukan of Dubuque asked and received unanimous consent that amendment [H-8019](#) be deferred.

Struyk of Pottawattamie offered the following amendment [H-8024](#) filed by Struyk et al., and moved its adoption:

[H-8024](#)

- 1 Amend [House File 2212](#) as follows:
- 2 1. Page 8, by inserting after line 12 the
- 3 following:
- 4 "\_\_\_\_. A restaurant or bar at a specified time
- 5 during which only individuals eighteen years of age or
- 6 older are invited or admitted, if the specified time
- 7 is a regular, single, consecutive period of time and
- 8 the specified time is conspicuously posted on all
- 9 major entrances of the restaurant or bar."
- 10 2. By renumbering as necessary.

Roll call was requested by Struyk of Pottawattamie and Rants of Woodbury.

On the question "Shall amendment [H-8024](#) be adopted?" ([H.F. 2212](#))

The ayes were, 49:

Alons	Anderson	Arnold	Bailey
Boal	Chambers	De Boef	Deyoe
Dolecheck	Drake	Forristall	Gipp
Granzow	Grassley	Greiner	Heaton
Hoffman	Horbach	Huseman	Huser
Kaufmann	Lukan	Lykam	May
Mertz	Miller, L.	Olson, S.	Paulsen
Pettengill	Quirk	Rants	Rasmussen
Rayhons	Roberts	Sands	Schickel
Schueller	Soderberg	Struyk	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wienczek	Windschitl	Worthan
Zirkelbach			

The nays were, 51:

Abdul-Samad	Baudler	Bell	Berry
Bukta	Clute	Cohoon	Dandekar
Davitt	Foegen	Ford	Frevert
Gaskill	Gayman	Heddens	Hunter
Jacobs	Jacoby	Jochum	Kelley
Kressig	Kuhn	Lensing	Mascher
McCarthy	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Petersen
Raecker	Reasoner	Reichert	Shomshor

Smith	Staed	Swaim	Taylor, D.
Taylor, T.	Thomas	Tomenga	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Wise	Mr. Speaker	
		Murphy	

Absent or not voting, none.

Amendment [H-8024](#) lost.

Struyk of Pottawattamie offered the following amendment [H-8035](#) filed by him and moved its adoption:

[H-8035](#)

- 1 Amend [House File 2212](#) as follows:
- 2 1. Page 12, by inserting after line 1 the
- 3 following:
- 4 "Sec. \_\_\_. NEW SECTION. 142D.10 NOT SEVERABLE.
- 5 If any provision of this chapter or the application
- 6 of this chapter to any person or circumstances is held
- 7 invalid, the invalidity shall invalidate this chapter
- 8 in its entirety and to this end, the provisions of
- 9 this chapter are not severable."
- 10 2. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 43, nays 53.

Amendment [H-8035](#) lost.

Lukan of Dubuque asked and received unanimous consent to withdraw amendment [H-8021](#) filed by him on February 13, 2008.

Paulsen of Linn offered the following amendment [H-8025](#), previously deferred, filed by him and moved its adoption:

[H-8025](#)

- 1 Amend [House File 2212](#) as follows:
- 2 1. By striking everything after the enacting
- 3 clause and inserting the following:
- 4 "Section 1. Section 142B.1, subsection 3, Code
- 5 2007, is amended to read as follows:
- 6 3. "Public place" means any enclosed indoor area
- 7 used by the general public or serving as a place of

8 work containing two hundred fifty or more square feet  
 9 of floor space, including, but not limited to, all  
 10 restaurants ~~with a seating capacity greater than~~  
 11 ~~fifty~~, all retail stores, lobbies and malls, offices,  
 12 including waiting rooms, and other commercial  
 13 establishments; public conveyances with departures,  
 14 travel, and destination entirely within this state;  
 15 educational facilities; hospitals, clinics, nursing  
 16 homes, and other health care and medical facilities;  
 17 and auditoriums, elevators, theaters, libraries, art  
 18 museums, concert halls, indoor arenas, and meeting  
 19 rooms. "Public place" does not include a retail store  
 20 at which fifty percent or more of the sales result  
 21 from the sale of tobacco or tobacco products, the  
 22 portion of a retail store where tobacco or tobacco  
 23 products are sold, a private, enclosed office occupied  
 24 exclusively by smokers even though the office may be  
 25 visited by nonsmokers, a room used primarily as the  
 26 residence of students or other persons at an  
 27 educational facility, a sleeping room in a motel or  
 28 hotel, or each resident's room in a health care  
 29 facility. The person in custody or control of the  
 30 facility shall provide a sufficient number of rooms in  
 31 which smoking is not permitted to accommodate all  
 32 persons who desire such rooms.

33 Sec. 2. Section 142B.2, Code 2007, is amended by  
 34 adding the following new subsection:  
 35 NEW SUBSECTION. 5. Notwithstanding subsection 1,  
 36 smoking is prohibited in all restaurants."  
 37 2. Title page, line 1, by striking the words "a  
 38 smokefree air Act and providing penalties" and  
 39 inserting the following: "smokefree restaurants, and  
 40 making penalties applicable".

A non-record roll call was requested.

The ayes were 33, nays 56.

Amendment [H-8025](#) lost.

Upmeyer of Hancock offered amendment [H-8033](#), previously deferred, filed by her as follows:

[H-8033](#)

1 Amend [House File 2212](#) as follows:  
 2 1. By striking everything after the enacting  
 3 clause and inserting the following:  
 4 "Section 1. NEW SECTION. 135.27A SMOKE FREE

## 5 ESTABLISHMENT TAX CREDIT CERTIFICATION.

6 1. The department shall adopt rules for  
7 establishments that are eligible for a tax credit  
8 pursuant to section 422.11V and section 422.33,  
9 subsection 25. The rules shall provide criteria and a  
10 process for certification of an establishment as smoke  
11 free, including all of the following:

12 a. An application process for establishments to  
13 submit a declaration of the establishment as smoke  
14 free for certification.

15 b. A review process used to verify that an  
16 establishment is smoke free.

17 c. The certification document, verifying an  
18 establishment as smoke free.

19 2. If the department verifies that an  
20 establishment is smoke free, the department shall send  
21 the certification document to the establishment as  
22 verification.

23 Sec. 2. NEW SECTION. 422.11V SMOKE FREE  
24 ESTABLISHMENT TAX CREDIT.

25 1. The taxes imposed under this division, less the  
26 amounts of nonrefundable credits allowed under this  
27 division, shall be reduced by a smoke free  
28 establishment tax credit for an establishment that is  
29 certified as smoke free pursuant to section 135.27A.  
30 The amount of the tax credit for each establishment is  
31 one thousand dollars per year.

32 2. An individual may claim a smoke free  
33 establishment tax credit allowed a partnership,  
34 limited liability company, S corporation, estate, or  
35 trust electing to have the income taxed directly to  
36 the individual. The amount claimed by the individual  
37 shall be based upon the pro rata share of the  
38 individual's earnings of the partnership, limited  
39 liability company, S corporation, estate, or trust.

40 3. To receive the smoke free establishment tax  
41 credit, an establishment must submit an application to  
42 the department accompanied by a certificate received  
43 from the department of public health pursuant to  
44 section 135.27A verifying the establishment as smoke  
45 free. If the taxpayer meets the criteria for  
46 eligibility, the department shall issue to the  
47 taxpayer a certification of entitlement for the smoke  
48 free establishment tax credit. The certification must  
49 contain the taxpayer's name, address, tax  
50 identification number, the amount of the credit, and

Page 2

1 tax year for which the certificate applies. The  
2 taxpayer shall file the tax credit certificate with  
3 the taxpayer's tax return in order to claim the tax

4 credit. The department, in cooperation with the  
5 department of public health, shall adopt rules to  
6 administer this section.

7 Sec. 3. Section 422.33, Code Supplement 2007, is  
8 amended by adding the following new subsection:  
9 NEW SUBSECTION. 25. The taxes imposed under this  
10 division shall be reduced by a smoke free  
11 establishment tax credit, provided for in section  
12 422.11V. The tax credit shall be subject to the same  
13 conditions, requirements, and dollar limitations as  
14 provided for in section 422.11V.

15 Sec. 4. RETROACTIVE APPLICABILITY DATE. This Act  
16 applies retroactively to January 1, 2008, for tax  
17 years beginning on or after that date."

18 2. Title page, line 1, by striking the words  
19 "smokefree air Act and providing penalties" and  
20 inserting the following: "smoke free establishment  
21 tax credit and including a retroactive applicability  
22 provision".

T. Olson of Linn rose on a point of order that amendment [H-8033](#) was not germane.

The Speaker ruled the point well taken and amendment [H-8033](#) not germane.

Lukan of Dubuque offered the following amendment [H-8020](#), previously deferred, filed by him and moved its adoption:

[H-8020](#)

- 1 Amend [House File 2212](#) as follows:
- 2 1. Page 4, line 11, by striking the words "bingo
- 3 facilities";
- 4 2. Page 8, by inserting after line 12 the
- 5 following:
- 6 "\_\_\_ . Bingo facilities."
- 7 3. By renumbering as necessary.

Amendment [H-8020](#) lost.

Lukan of Dubuque offered the following amendment [H-8019](#), previously deferred, filed by him and moved its adoption:

[H-8019](#)

- 1 Amend [House File 2212](#) as follows:
- 2 1. Page 8, by inserting after line 12 the

- 3 following:  
 4 "\_\_\_\_. The private office of the owner of a  
 5 business."  
 6 2. By renumbering as necessary.

Roll call was requested by Lukan of Dubuque and Paulsen of Linn.

On the question "Shall amendment [H-8019](#) be adopted?" ([H.F. 2212](#))

The ayes were, 47:

Alons	Anderson	Arnold	Bailey
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Forristall	Gipp
Granzow	Grassley	Greiner	Heaton
Hoffman	Horbach	Huseman	Huser
Kaufmann	Lukan	May	Mertz
Olson, S.	Paulsen	Pettengill	Quirk
Rants	Rasmussen	Rayhons	Roberts
Sands	Schickel	Schueller	Soderberg
Struyk	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wiencck
Windschitl	Worthan	Zirkelbach	

The nays were, 53:

Abdul-Samad	Baudler	Bell	Berry
Bukta	Cohoon	Dandekar	Davitt
Drake	Foege	Ford	Frevert
Gaskill	Gayman	Heddens	Hunter
Jacobs	Jacoby	Jochum	Kelley
Kressig	Kuhn	Lensing	Lykam
Mascher	McCarthy	Miller, H.	Miller, L.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Raecker	Reasoner
Reichert	Shomshor	Smith	Staed
Swaim	Taylor, D.	Taylor, T.	Thomas
Tomenga	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Winckler	Wise
Mr. Speaker			
Murphy			

Absent or not voting, none

Amendment [H-8019](#) lost.

T. Olson of Linn 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. 2212](#))

The ayes were, 56:

Abdul-Samad	Anderson	Bailey	Baudler
Bell	Berry	Bukta	Clute
Cohoon	Dandekar	Davitt	Ford
Frevert	Gaskill	Gayman	Gipp
Heddens	Hoffman	Hunter	Jacobs
Jacoby	Jochum	Kelley	Kressig
Kuhn	Lensing	Mascher	May
McCarthy	Miller, H.	Miller, L.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Rayhons	Reasoner	Reichert
Shomshor	Smith	Staed	Taylor, D.
Taylor, T.	Thomas	Tomenga	Van Fossen
Wendt	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Wise	Zirkelbach	Mr. Speaker Murphy

The nays were, 44:

Alons	Arnold	Boal	Chambers
De Boef	Deyoe	Dolecheck	Drake
Foege	Forristall	Granzow	Grassley
Greiner	Heaton	Horbach	Huseman
Huser	Kaufmann	Lukan	Lykam
Mertz	Olson, S.	Paulsen	Pettengill
Quirk	Raecker	Rants	Rasmussen
Roberts	Sands	Schickel	Schueller
Soderberg	Struyk	Swaim	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Watts
Wenthe	Wiencek	Windschitl	Worthan

Absent or not voting, none.

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

#### IMMEDIATE MESSAGE

McCarthy of Polk asked and received unanimous consent that [House File 2212](#) be immediately messaged to the Senate.

SPONSOR ADDED  
[\(House File 2055\)](#)

Murphy of Dubuque requested to be added as a sponsor of [House File 2055](#).

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARK W. BRANDSGARD  
 Chief Clerk of the House

- |           |  |
|-----------|--|
| 2008\1296 | Emily Meyer, West Des Moines – For her tireless computer assistance and technical support services to the Iowa House of Representatives.   |
| 2008\1297 | Orval “Mick” Sullivan, Elkader – For celebrating his 100 <sup>th</sup> birthday.   |
| 2008\1298 | Wayne and Lois Tauke, Greeley – For celebrating their 50 <sup>th</sup> wedding anniversary.  |
| 2008\1299 | Bill and Sharon Koehn, Elkader – For celebrating their 50 <sup>th</sup> wedding anniversary.   |
| 2008\1300 | John and Dorothy O’Neill, Dubuque – For celebrating their 65 <sup>th</sup> wedding anniversary.  |
| 2008\1301 | Donald and Estelle Schroeder, Dubuque – For celebrating their 50 <sup>th</sup> wedding anniversary.  |
| 2008\1302 | Dr. Jill Hunt, Dubuque – For receiving a Heroes of the Tri-States award from The American Red Cross of the Tri-States, along with corporate sponsors Dupaco Community Credit Union and KWWL. |
| 2008\1303 | Jill Reimer, Dubuque – For receiving a Heroes of the Tri-States award from The American Red Cross of the Tri-States, along with corporate sponsors Dupaco Community Credit Union and KWWL.   |
| 2008\1304 | David Olsen, Dubuque – For receiving a Heroes of the Tri-States award from The American Red Cross of the Tri-States, along with corporate sponsors Dupaco Community Credit Union and KWWL.   |
| 2008\1305 | Leola Reinke, Ackley – For celebrating her 90 <sup>th</sup> birthday.  |
| 2008\1306 | Mildred Hawkins, Melbourne – For celebrating her 95 <sup>th</sup> birthday.  |
| 2008\1307 | Ralph Classon, Hubbard – For celebrating his 90 <sup>th</sup> birthday.  |

- 2008\1308 Edward and Jeannette Koop, Ackley – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2008\1309 Wendell and Rosie Harms, Ackley – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2008\1310 Lorraine Hass, Cedar Rapids – For celebrating her 100<sup>th</sup> birthday.
- 2008\1311 Harold and Lois Garner, Russell – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2008\1312 Eugene and Kathryn Hansen, Kimballton – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2008\1313 Freida Burrell, Panora – For celebrating her 92<sup>nd</sup> birthday.
- 2008\1314 Mildred Ryan, Stuart – For celebrating her 100<sup>th</sup> birthday.
- 2008\1315 Gene and Shirley Ann Hosfelt, Massena – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2008\1316 Carlotta Rodemeyer, Latimer – For celebrating her 90<sup>th</sup> birthday.
- 2008\1317 Hazel Dowden, Clear Lake – For celebrating her 98<sup>th</sup> birthday.
- 2008\1318 Art Brammer, Hampton – For celebrating his 85<sup>th</sup> birthday.
- 2008\1319 Harry and Jackie Birdsell, Hampton – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2008\1320 Milo Viner, Columbus Junction – For celebrating his 95<sup>th</sup> birthday.
- 2008\1321 Kay Carpenter, Burlington – For celebrating her 90<sup>th</sup> birthday.
- 2008\1322 Goldie Kerschenske, Muscatine – For celebrating her 80<sup>th</sup> birthday.
- 2008\1323 Yvonne Hafner, Muscatine – For celebrating her 80<sup>th</sup> birthday.
- 2008\1324 Mr. and Mrs. Lee Miller, Muscatine – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2008\1325 Mr. and Mrs. Ernest Albers, Grandview – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2008\1326 Carol Hinkle, Wapello – For receiving the District Award of Merit from the Boy Scouts of America, Mississippi Valley Council.
- 2008\1327 Erica Solorio, Columbus Junction – For receiving an Advantage Iowa full tuition scholarship for her outstanding academic achievement.

- 2008\1328 Mary Louise Phillips, Wapello – For receiving a Volunteer of the Year award for her dedicated service to Habitat for Humanity.
- 2008\1329 Jeanne Carter, Morning Sun – For receiving a Volunteer of the Year award for her dedicated service to Habitat for Humanity.
- 2008\1330 Richard Billings, Davenport – For his 20 years of service and dedication to the United States Army.
- 2008\1331 Josh Ihnen, Sheldon – For winning the 189 lb. weight class in the Class 2-A Division of the 2008 State Wrestling Tournament and posting a perfect 47-0 record.
- 2008\1332 Raymond Frohwein, State Center – For receiving a Bronze Star for his service during World War II.
- 2008\1333 Dana Vietor, Independence – For qualifying for the Million Dollar Round Table's Top of the Table Award.

#### SUBBCOMMITTEE ASSIGNMENTS

##### **[House File 355](#) Reassigned**

State Government: Quirk, Chair; Greiner and Jacoby.

##### **[House File 2208](#)**

Education: Cohoon, Chair; Foege and Wienczek.

##### **[House File 2225](#)**

Transportation: Swaim, Chair; Mertz and Worthan.

##### **[House File 2234](#)**

Labor: Hunter, Chair; Horbach and Palmer.

##### **[House File 2243](#)**

Human Resources: Smith, Chair; Ford and Heaton.

##### **[House File 2249](#)**

Public Safety: Swaim, Chair; Heddens and Lukan.

##### **[House File 2250](#)**

Human Resources: Heddens, Chair; L. Miller and Wessel-Kroeschell.

##### **[House File 2254](#)**

Human Resources: Smith, Chair; Ford and Grassley.

[House File 2255](#)

Transportation: Tjepkes, Chair; Huser and Lykam.

[House File 2259](#)

Human Resources: Ford, Chair; Forristall and Jacoby.

[House File 2260](#)

Human Resources: Heddens, Chair; Heaton and Wessel-Kroeschell.

[House File 2272](#)

Local Government: Huser, Chair; Clute and Thomas.

[House File 2274](#)

Human Resources: Foege, Chair; Ford and Heaton.

[House File 2275](#)

Public Safety: Whitaker, Chair; Baudler and Kressig.

[House File 2279](#)

Transportation: Roberts, Chair; Lykam and Reasoner.

[House File 2280](#)

Education: Staed, Chair; Dolecheck and Palmer.

[House File 2281](#)

Transportation: Cohoon, Chair; Arnold, Bukta, Huseman and Lykam.

[House File 2302](#)

Transportation: Swaim, Chair; D. Olson and Rasmussen.

[Senate File 2111](#)

Education: Gayman, Chair; Abdul-Samad and L. Miller.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 575](#)

Veterans Affairs: Thomas, Chair; Staed and Watts.

[House Study Bill 656](#)

Government Oversight: Swaim, Chair; Baudler and Lensing.

[House Study Bill 657](#)

Labor: T. Taylor, Chair; Chambers and Staed.

[House Study Bill 658](#)

Labor: R. Olson, Chair; Abdul-Samad and Horbach.

[House Study Bill 669](#)

Government Oversight: Lensing, Chair; Berry and S. Olson.

[House Study Bill 670](#)

Transportation: Lykam, Chair; Reasoner and Worthan.

[House Study Bill 672](#)

Labor: R. Olson, Chair; Horbach and Hunter.

[House Study Bill 673](#)

Labor: Palmer, Chair; Abdul-Samad and Horbach.

[House Study Bill 674](#)

Transportation: Bell, Chair; Bukta, Gipp, Reasoner and Windschitl.

[House Study Bill 675](#)

Human Resources: Hunter, Chair; Ford and Roberts.

[House Study Bill 676](#)

Human Resources: T. Olson, Chair; Forristall and Hunter.

[House Study Bill 677](#)

Human Resources: T. Olson, Chair; Jacoby and Tomenga.

[House Study Bill 678](#)

Education: Palmer, Chair; Forristall and Kelley.

[House Study Bill 679](#)

Agriculture: Reichert, Chair; De Boef, Gayman, Wenthe and Worthan.

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

### **H.S.B. 680 Human Resources**

Relating to the establishment or approval of discounted gas and electric utility rates applicable to low-income residents.

### **H.S.B. 681 Government Oversight**

Relating to student loans, including the allocation for qualified student loan bonds under the private activity bond allocation Act, and the finance charges, terms, and conditions for consumer loans made for postsecondary education purposes, and providing penalties.

### **H.S.B. 682 Economic Growth**

Establishing a lifelong learning accounts program within the educational savings plan trust and providing tax credits for contributions made by employers to lifelong learning accounts and including an applicability date provision.

### **H.S.B. 683 Judiciary**

Relating to sentencing a person after a third or subsequent felony conviction, and providing a penalty.

### **H.S.B. 684 Judiciary**

Relating to registration requirements for sex offenders.

### **H.S.B. 685 Judiciary**

Assessing a mediation fee in small claims cases.

### **H.S.B. 686 Economic Growth**

Relating to economic development by providing for the confidentiality of certain details contained in contracts and applications for grant funds.

## [H.S.B. 687](#) Judiciary

Relating to deferred judgment criminal records.

### 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.

MARK W. BRANDSGARD  
Chief Clerk of the House

### COMMITTEE ON ENVIRONMENTAL PROTECTION

**Committee Bill** (Formerly [House File 751](#)), relating to the collection and recycling of thermostats.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 18, 2008.

### COMMITTEE ON HUMAN RESOURCES

**Committee Bill** (Formerly [House Study Bill 638](#)), relating to services associated with the family investment program by moving the family development and self-sufficiency council and grant program to the department of human rights and revising confidentiality provisions involving the programs.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 18, 2008.

### COMMITTEE ON LABOR

**Committee Bill** (Formerly [House Study Bill 597](#)), relating to workers' compensation benefit payments for burial expenses.

Fiscal Note is not required.

Recommended **Do Pass** February 19, 2008.

**Committee Bill** (Formerly [House Study Bill 599](#)), relating to amusement ride safety inspections conducted by special inspectors authorized by the division of labor services in the department of workforce development.

Fiscal Note is not required.

Recommended **Do Pass** February 19, 2008.

**Committee Bill** (Formerly [House Study Bill 602](#)), relating to inclined or vertical wheelchair lifts regulated by the elevator safety board.

Fiscal Note is not required.

Recommended **Do Pass** February 19, 2008.

#### COMMITTEE ON PUBLIC SAFETY

**Committee Bill** (Formerly [House File 2005](#)), relating to contest events where an animal is injured, tormented, or killed, by providing a penalty for spectators.

Fiscal Note is not required.

Recommended **Do Pass** February 19, 2008.

#### COMMITTEE ON STATE GOVERNMENT

[Senate File 2122](#), a bill for an act making technical and corrective changes to the law relating to elections and voter registration and making a penalty applicable.

Fiscal Note is not required.

Recommended **Do Pass** February 19, 2008.

**Committee Bill** (Formerly [House File 2132](#)), relating to the tally of absentee votes by precinct.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 19, 2008.

**Committee Bill** (Formerly [House Study Bill 616](#)), providing for the establishment of a commission on the status of Native Americans within the department of human rights.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 19, 2008.

#### COMMITTEE ON WAYS AND MEANS

[Senate File 2123](#), a bill for an act updating the Code references to the Internal Revenue Code and including effective date and retroactive applicability date provisions.

Fiscal Note is required.

Recommended **Do Pass** February 18, 2008.

## RESOLUTION FILED

**HR 108**, by Reichert and Struyk, a resolution to recognize the Iowa Small Business Development Centers and honor 2007 award winners Anna Bradley and Marguerite White.

Laid over under **Rule 25**.

## AMENDMENTS FILED

<u>H-8037</u>	<u>H.F.</u>	<u>2239</u>	Van Fossen of Scott
<u>H-8039</u>	<u>S.F.</u>	<u>2123</u>	Rants of Woodbury
<u>H-8040</u>	<u>H.F.</u>	<u>2283</u>	Bailey of Hamilton

On motion by McCarthy of Polk the House adjourned at 9:36 p.m., until 9:00 a.m., Wednesday, February 20, 2008.