

PROOF

STATE OF IOWA

House Journal

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JOURNAL OF THE HOUSE

Thirty-ninth Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 19, 2009

The House met pursuant to adjournment at 9:16 a.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Doug Peters, pastor of Walnut Hills United Methodist Church, Urbandale. He was the guest of Representative Janet Petersen of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Erica Kite, House Page from Jesup.

The Journal of Wednesday, February 18, 2009 was approved.

INTRODUCTION OF BILLS

[House File 376](#), by Cownie and Hagenow, a bill for an act adding personal finance skills and financial literacy requirements to the education programs school districts and accredited nonpublic schools must offer.

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

[House File 377](#), by Thomas, a bill for an act concerning the sale of beer and wine by native wineries and breweries.

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

[House File 378](#), by Mertz, a bill for an act allowing one member of the racing and gaming commission to be an owner of a dog or horse involved in a race meeting conducted in this state.

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

[House File 379](#), by Wessel-Kroeschell, Isenhardt, Mascher, Steckman, Kuhn, Beard, Frevert, Hunter, Winckler, Smith, Lensing, Gaskill, Whitaker, Ford, Berry, Abdul-Samad, Whitead, Gayman, Swaim, T. Taylor and D. Taylor, a bill for an act relating to campaign finance by requiring electronic filing of certain reports and by establishing a voter-owned Iowa clean elections Act, providing for funding of the Act, including an income tax checkoff, and providing an income tax exemption, penalties, and effective dates.

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

SPECIAL PRESENTATION

Roberts of Carroll introduced to the House, the honorable George Eichhorn, former state representative from Hamilton County.

The House rose and expressed its welcome.

On motion by McCarthy of Polk, the House was recessed at 9:23 a.m., until 1:00 p.m.

EVENING SESSION

The House reconvened at 6:56 p.m., Speaker Murphy in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Raecker of Polk on request of Paulsen of Linn.

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 February 19, 2009, adopted the following resolution in which the concurrence of the Senate was asked:

[House Concurrent Resolution 3](#), a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-third General Assembly.

Also: That the Senate has on February 19, 2009, passed the following bill in which the concurrence of the Senate was asked:

[House File 283](#), a bill for an act relating to the county commissions of veteran affairs fund and required hours of service for executive directors and administrators.

Also: That the Senate has on February 19, 2009, passed the following bill in which the concurrence of the House is asked:

[Senate File 113](#), a bill for an act relating to orders for postsecondary education subsidies.

Also: That the Senate has on February 19, 2009, passed the following bill in which the concurrence of the House is asked:

[Senate File 114](#), a bill for an act relating to the number of historic preservation grants that may be awarded in a county and providing an effective date.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 6:59 p.m., until the fall of the gavel.

The House resumed session at 10:32 p.m., Speaker Murphy in the chair.

On motion by McCarthy of Polk the House was recessed at 10:32 p.m., until 12:00 p.m., Monday, February 23, 2009.

AFTERNOON SESSION

The House reconvened at 12:05 p.m., Speaker Murphy in the chair.

QUORUM CALL

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Forristall of Pottawattamie and Van Engelenhoven of Marion, until his arrival, on request of Tymeson of Madison; Huser of Polk on request of Struyk of Pottawattamie.

INTRODUCTION OF BILLS

[House Joint Resolution 5](#), By Paulsen, a joint resolution proposing an amendment to the Constitution of the State of Iowa to allow the recall, by Petition and election, of the Governor, Lieutenant Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General, and members of the General Assembly.

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

[House File 380](#), by committee on human resources, a bill for an act relating to the administration of programs under the jurisdiction of the department of public health and increasing a penalty.

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

[House File 381](#), by committee on human resources, a bill for an act relating to the practice of pharmacy by establishing a registration program for pharmacy support persons and regulating the internet sale of prescription products, including a program of registration of pharmacy internet sites, making penalties applicable, and establishing a general definition for the term "internet site".

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

[House File 382](#), by committee on human resources, a bill for an act relating to the public health system by providing for the voluntary accreditation of certain public health agencies, the adoption of Iowa public health standards, the establishment of an accreditation data collection system, creating a fund, and providing for a penalty and an effective date.

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

[House File 383](#), by Petersen, Berry, Mascher, Mertz, T. Taylor, Heddens, Kressig, Swaim, Cohoon, Zirkelbach, Gaskill, Lykam, Whitead, Bukta, Oldson, D. Olson, Smith, Jacoby, Hunter, Winckler, Steckman, Kuhn, Lensing, R. Olson, Kearns, Ford, Beard, Gayman and Reichert, a bill for an act relating to the state child care advisory council.

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

[House File 384](#), by Willems, Kaufmann, Reichert and Jacoby, a bill for an act prohibiting the use of lead wheel weights in motor vehicles and providing an effective date.

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

[House File 385](#), by committee on veterans affairs, a bill for an act concerning limiting the authority of the general assembly to expend money from the veterans trust fund.

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

[House File 386](#), by Schueller, Isenhardt, Zirkelbach, Lukan and Murphy, a bill for an act relating to parking on the left side of a roadway.

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

[House File 387](#), by Rants, a bill for an act relating to the establishment of a searchable database relating to warrants issued by the state and including an effective date.

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

[House File 388](#), by Palmer, a bill for an act assessing a mediation fee in small claims cases.

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

[House File 389](#), by H. Miller, Whitaker, Bukta, Thede, D. Olson, Berry, Drake and Gayman, a bill for an act relating to encouraging the availability of drinking fountains in schools, parks, and public buildings.

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

[House File 390](#), by Windschitl, a bill for an act relating to hunting by certain nonresident landowners on land owned by them.

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

[House File 391](#), by Windschitl, Schultz and De Boef, a bill for an act relating to lining exemptions for sanitary landfills.

Read first time and referred to committee on **environmental protection**.

[House File 392](#), by Windschitl, Schultz, Struyk, Huseman and De Boef, a bill for an act relating to walking and horseback riding trails on public land under the jurisdiction of the natural resource commission, and providing for penalties.

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

[House File 393](#), by Kaufmann and Worthan, a bill for an act relating to licenses and endorsements issued by the board of educational examiners.

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

[House File 394](#), by Koester, a bill for an act establishing alternative project delivery procedures for certain public projects undertaken by political subdivisions.

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

[House File 395](#), by Kaufmann, Willems and Jacoby, a bill for an act relating to lead wheel weights on state-owned motor vehicles.

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

[House File 396](#), by Gaskill, a bill for an act requiring a postelection audit after each general election and including effective and applicability date provisions.

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

[House File 397](#), by Schueller, a bill for an act relating to township property tax levies for emergency services and providing an applicability date.

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

[House File 398](#), by D. Olson, a bill for an act changing the deadline by which a pilot project city may enter into a targeted jobs withholding tax credit agreement for purposes of funding an urban renewal area and including effective and retroactive applicability date provisions.

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

[House File 399](#), by Windschitl, May, Kaufmann, Schultz, Struyk, Huseman, Dolecheck, Deyoe, Soderberg, De Boef and Sorenson, a bill for an act exempting retired veterans from the imposition of the individual income tax and including a retroactive applicability date provision.

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

[House File 400](#), by committee on state government, a bill for an act relating to the licensing of persons installing fire protection systems.

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

SENATE MESSAGES CONSIDERED

[Senate File 113](#), by committee on judiciary, a bill for an act relating to orders for postsecondary education subsidies.

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

[Senate File 114](#), by committee on economic growth, a bill for an act relating to the number of historic preservation grants that may be awarded in a county and providing an effective date.

Read first time and **passed on file**.

McCarthy of Polk asked and received unanimous consent that the debate be closed and the question put on [House File 333](#) and all pending amendments thereto at a time not later than 5:20 p.m.

The motion prevailed.

CONSIDERATION OF BILLS
Regular Calendar

[House File 333](#), a bill for an act requiring the payment of local prevailing wage rates to persons working on public improvements for public bodies, and providing penalties and effective and applicability dates, was taken up for consideration.

Horbach of Tama offered amendment [H-1049](#) filed by him as follows:

[H-1049](#)

1 Amend [House File 333](#) as follows:
2 1. By striking everything after the enacting
3 clause and inserting the following:
4 "Section 1. PREVAILING WAGE DETERMINATION PRIOR TO
5 ENACTMENT OF LEGISLATION. It is the intent of the
6 general assembly that the labor commissioner shall
7 determine the prevailing wage rates by county for each
8 craft, classification, and type of worker as is
9 commonly used on public improvements and shall post
10 the wage rates on the department of workforce
11 development's internet website at least ninety days
12 prior to the general assembly enactment of any
13 prevailing wage legislation.
14 Sec. 2. EFFECTIVE AND APPLICABILITY DATES. This
15 Act, being deemed of immediate importance, takes
16 effect upon enactment and applies to the consideration
17 of legislation on or after the date of enactment."

Horbach of Tama offered the following amendment [H-1070](#), to amendment [H-1049](#), filed by him from the floor and moved its adoption:

[H-1070](#)

1 Amend the amendment, [H-1049](#), to [House File 333](#), as
2 follows:
3 1. Page 1, by striking line 11 and inserting the
4 following: "development's internet website, and shall
5 hold a public hearing in each county at least ninety
6 days".

Amendment [H-1070](#) was adopted.

Horbach of Tama moved the adoption of amendment [H-1049](#), as amended.

Roll call was requested by Horbach of Tama and May of Dickinson.

On the question "Shall amendment [H-1049](#), as amended, be adopted?" ([H.F. 333](#))

The ayes were, 40:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Wagner	Watts	Windschitl	Worthan

The nays were, 53:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Jacoby
Kearns	Kelley	Kressig	Kuhn
Lensing	Lykam	Marek	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Zirkelbach
Mr. Speaker Murphy			

Absent or not voting, 7:

Chambers	Forristall	Huser	Isenhardt	Quirk
Raecker	Van Engelenhoven			

Amendment [H-1049](#), as amended, lost.

Tymeson of Madison asked and received unanimous consent to withdraw amendment [H-1044](#) filed by her on February 17, 2009.

Tymeson of Madison offered the following amendment [H-1041](#) filed by her and moved its adoption:

[H-1041](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 1, by striking lines 14 and 15 and
- 3 inserting the following:
- 4 "This chapter shall be known and may be cited as
- 5 the "Price Fixing for Public Improvements Act"."

Amendment [H-1041](#) lost.

Tymeson of Madison asked and received unanimous consent to withdraw amendment [H-1042](#) filed by her on February 17, 2009.

Wagner of Linn offered amendment [H-1030](#) filed by Watts of Dallas as follows:

[H-1030](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 2, by inserting after line 6 the
- 3 following:
- 4 "____. Protect local taxpayers from higher property
- 5 taxes that result from inflated public improvement
- 6 costs due to fringe benefits."
- 7 2. By renumbering as necessary.

Wagner of Linn offered the following amendment [H-1071](#), to amendment [H-1030](#), filed by Watts of Dallas from the floor and moved its adoption:

[H-1071](#)

- 1 Amend the amendment, [H-1030](#), to [House File 333](#), as
- 2 follows:
- 3 1. Page 1, by striking line 4 and inserting the
- 4 following:
- 5 ""____. Protect taxpayers from higher property,
- 6 income, or sales".

Amendment [H-1071](#) was adopted.

Wagner of Linn moved the adoption of amendment [H-1030](#), as amended.

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

On the question "Shall amendment [H-1030](#), as amended, be adopted?" ([H.F. 333](#))

The ayes were, 40:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Wagner	Watts	Windschitl	Worthan

The nays were, 53:

Abdul-Samad	Bailey	Beard	Bell
Bukta	Burt	Cohoon	Ficken
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Isenhart	Jacoby
Kearns	Kelley	Kressig	Kuhn
Lensing	Lykam	Marek	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Zirkelbach
Mr. Speaker			
Murphy			

Absent or not voting, 7:

Berry	Chambers	Forristall	Huser
Quirk	Raecker	Van Engelenhoven	

Amendment [H-1030](#), as amended, lost.

Watts of Dallas offered the following amendment [H-1028](#) filed by him and moved its adoption:

[H-1028](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 2, by striking lines 18 and 19 and
- 3 inserting the following:
- 4 "4. a. "Fringe benefits" means the following for

5 the limited provision or purchase of actual benefits
 6 enumerated in paragraph "b", but not including
 7 nonessential administrative costs associated with
 8 administration of third-party trustees, plans, or
 9 funds."

10 2. Page 2, by striking line 33.

11 3. By renumbering as necessary.

Roll call was requested by Watts of Dallas and Upmeyer of Hancock.

On the question "Shall amendment [H-1028](#) be adopted?" ([H.F. 333](#))

The ayes were, 40:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Wagner	Watts	Windschitl	Worthan

The nays were, 52:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kressig	Kuhn
Lensing	Lykam	Marek	Mascher
McCarthy	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Petersen
Reasoner	Reichert	Schueller	Shomshor
Smith	Steckman	Swaim	Taylor, D.
Taylor, T.	Thede	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Willems	Winckler	Zirkelbach	Mr. Speaker
			Murphy

Absent or not voting, 8:

Chambers	Forristall	Huser	Kelley
Mertz	Quirk	Raecker	Van Engelenhoven

Amendment [H-1028](#) lost.

Watts of Dallas offered the following amendment [H-1023](#) filed by him and moved its adoption:

[H-1023](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 3, by striking lines 1 through 3.
- 3 2. Page 7, by striking lines 24 through 26 and
- 4 inserting the following: "provide health insurance
- 5 and retirement".
- 6 3. Page 20, by striking lines 6 through 18.
- 7 4. By renumbering as necessary.

Roll call was requested by Watts of Dallas and Horbach of Tama.

On the question "Shall amendment [H-1023](#) be adopted?" ([H.F. 333](#))

The ayes were, 40:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Wagner	Watts	Windschitl	Worthan

The nays were, 52:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kressig	Kuhn
Lensing	Lykam	Marek	Mascher
McCarthy	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Petersen
Reasoner	Reichert	Schueller	Shomshor
Smith	Steckman	Swaim	Taylor, D.
Taylor, T.	Thede	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Willems	Winckler	Zirkelbach	Mr. Speaker
			Murphy

Absent or not voting, 8:

Chambers	Forristall	Huser	Kelley
Mertz	Quirk	Raecker	Van Engelenhoven

Amendment [H-1023](#) lost.

Watts of Dallas asked and received unanimous consent to withdraw amendment [H-1027](#) filed by him on February 17, 2009.

Horbach of Tama asked and received unanimous consent to withdraw amendment [H-1047](#) filed by him on February 17, 2009.

R. Olson of Polk offered amendment [H-1063](#) filed by him as follows:

[H-1063](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 3, line 28, by inserting after the word
- 3 "benefits" the following: "rates".
- 4 2. Page 3, line 32, by inserting after the word
- 5 "regents," the following: "community college,
- 6 publicly funded hospital,".
- 7 3. Page 5, line 17, by inserting after the word
- 8 "more." the following: "The locality for prevailing
- 9 wage rate purposes is determined by the physical
- 10 location of the public improvement project. This
- 11 subparagraph is not applicable to any public
- 12 improvement project that a school board has approved
- 13 at a public hearing on or before April 20, 2009."
- 14 4. Page 5, line 34, by striking the word "one"
- 15 and inserting the following: "three".
- 16 5. Page 7, line 30, by inserting after the word
- 17 "benefits" the following: "rates".
- 18 6. Page 8, by striking lines 10 and 11 and
- 19 inserting the following: "for the life of the
- 20 agreement."
- 21 7. Page 10, by striking lines 8 through 10.
- 22 8. Page 10, by striking lines 23 and 24 and
- 23 inserting the following: "prevailing wage rate under
- 24 this chapter shall pay the wages without any deduction
- 25 for food, sleeping".
- 26 9. Page 12, line 26, by inserting after the word
- 27 "chapter" the following: "in accordance with chapter
- 28 17A".
- 29 10. Page 13, by striking lines 26 through 28.
- 30 11. Page 15, line 27, by striking the word

31 "division" and inserting the following: "interested
32 party".
33 12. Page 19, line 4, by inserting after the word
34 "awarded" the following: "for three years".
35 13. Page 19, line 16, by striking the word "has"
36 and inserting the following: "may have".
37 14. Page 19, line 19, by striking the word "ten"
38 and inserting the following: "thirty".
39 15. Page 19, line 21, by striking the word "ten"
40 and inserting the following: "thirty".
41 16. Page 19, by striking line 22 and inserting
42 the following: "days shall result in an immediate and
43 indefinite barring of the".
44 17. Page 19, line 26, by striking the word "ten"
45 and inserting the following: "thirty".
46 18. Page 19, line 29, by striking the word
47 "violation." and inserting the following: "violation
48 to determine the length of the contractor or
49 subcontractor's bar, if any, not to exceed three
50 years."

Page 2

1 19. By striking page 19, line 34, through page
2 20, line 3.
3 20. Page 20, by inserting after line 5 the
4 following:
5 "12. Any penalties recovered pursuant to this
6 chapter shall be deposited in the general fund of the
7 state."
8 21. By renumbering as necessary.

R. Olson of Polk offered the following amendment [H-1068](#), to amendment [H-1063](#), filed by him from the floor and moved its adoption:

[H-1068](#)

1 Amend the amendment, [H-1063](#), to [House File 333](#) as
2 follows:
3 1. Page 1, by inserting before line 2 the
4 following:
5 "____. Page 3, by inserting after line 3 the
6 following:
7 "____. "Horizontal and transportation
8 infrastructure" includes but is not limited to water,
9 storm water, and sanitary sewer projects, and roads
10 and streets as defined in section 306.3."
11 2. Page 1, by striking lines 7 through 20 and
12 inserting the following:
13 "____. Page 4, lines 2 and 3, by striking the

14 words "paragraphs "b" and "c" and inserting the
15 following: "paragraph "b"".

16 _____. By striking page 4, line 34, through page 5,
17 line 35, and inserting the following:

18 "b. The public improvement meets one of the
19 following criteria:

20 (1) The public improvement project's total
21 estimated cost is one million five hundred thousand
22 dollars or more and at least twenty percent of the
23 funding is satisfied by state funds, as defined in
24 section 8.2, directed for infrastructure purposes.

25 (2) The public improvement project is for a school
26 district and its total estimated cost is three hundred
27 thousand dollars or more.

28 (3) The public improvement project is under the
29 control of the state board of regents or a community
30 college."

31 _____. Page 6, by inserting before line 1 the
32 following:

33 "_____. "Vertical infrastructure" includes but is
34 not limited to the public improvement of buildings,
35 appurtenant structures, and utilities; and site
36 development."

37 _____. Page 7, by striking lines 20 through 35 and
38 inserting the following:

39 "4. a. (1) Vertical infrastructure-related state
40 licensing boards shall require licensees to submit
41 wage rates and fringe benefits rates data once a year.
42 A state licensing board shall transmit the data
43 annually to the division.

44 (2) Vertical infrastructure-related contractors,
45 who are registered with the division pursuant to
46 chapter 91C, who participate in an apprenticeship
47 program approved by and registered with the United
48 States department of labor's office of apprenticeship,
49 and who provide health insurance and retirement
50 benefits for their workers shall submit wage rates and

Page 2

1 fringe benefits rates data once a year to the
2 division. The commissioner shall create an internet
3 website and paper forms for contractors to submit the
4 required information.

5 (3) All parties shall keep the wage rates and
6 fringe benefits rates information confidential.

7 (4) An individual who intentionally provides
8 misinformation about wage rates, fringe benefits
9 rates, or work locations commits a violation under
10 this chapter and shall be penalized one hundred
11 dollars per violation. A violation under this
12 subsection is grounds for a loss of licensure or

13 registration with the division, as applicable, which
14 shall be in addition to any penalty otherwise
15 authorized by this subsection.
16 b. The labor commissioner shall determine wage
17 rates and fringe benefits rates using data only from
18 licensees who receive health insurance and retirement
19 benefits collected under paragraph "a", subparagraph
20 (1), and all data collected under paragraph "a",
21 subparagraph (2). The prevailing wage rates and
22 fringe benefits rates determined in each locality
23 shall be set at the wage rate and fringe benefits rate
24 that thirty percent or more of those employed in a
25 particular craft, classification, or type of work are
26 paid in total. If a common wage rate and fringe
27 benefits rate is not paid to at least thirty percent
28 of those employed in a particular craft,
29 classification, or type of work, the total of the wage
30 rates and fringe benefits rates of all workers in a
31 particular craft, classification, or type of work
32 shall be calculated and the average wage rate and
33 fringe benefits rate shall be the prevailing wage rate
34 for that particular craft, classification, or type of
35 worker in that locality."
36 _____. Page 8, line 1, by striking the word "b."
37 and inserting the following: "c."
38 _____. Page 8, by striking lines 5 through 11.
39 _____. Page 8, line 12, by inserting after the
40 figure "6." the following: "a."
41 _____. Page 8, by striking lines 17 through 23 and
42 inserting the following: "horizontal and
43 transportation infrastructure."
44 b. However, for federal Davis-Bacon Act prevailing
45 wage rates to apply, the public improvement described
46 in paragraph "a" must meet one of the following
47 descriptions:
48 (1) The project is funded by the state or the
49 state board of regents and the total estimated cost is
50 one hundred thousand dollars or more.

Page 3

1 (2) The project is funded by a school district and
2 the total estimated cost is three hundred thousand
3 dollars or more.
4 (3) The project is funded by a county with a
5 population of forty thousand or more and the total
6 estimated cost is one hundred thousand dollars or
7 more. Population, for the purposes of this
8 subparagraph, shall be based on the most recent United
9 States census bureau annual census figures. Beginning
10 in 2011, the most recent United States census bureau
11 decennial census figures shall be used to calculate

12 population for the purposes of this subparagraph.
 13 (4) The project is funded by a city with a
 14 population of twenty thousand or more and the total
 15 estimated cost is one hundred thousand dollars or
 16 more. Population, for the purposes of this
 17 subparagraph, shall be based on the most recent United
 18 State census bureau annual census figures. Beginning
 19 in 2011, the most recent United States census bureau
 20 decennial census figures shall be used to calculate
 21 population for the purposes of this subparagraph.
 22 (5) The total estimated cost of the project is one
 23 million five hundred thousand dollars or more,
 24 regardless of the public body's population.
 25 c. An objections and appeals process to be
 26 established by the department of transportation in
 27 accordance with chapter 17A shall be made applicable
 28 to the public improvement described in paragraph
 29 "a".
 30 3. Page 1, by inserting after line 32 the
 31 following:
 32 " _____. Page 15, line 29, by inserting after the
 33 word "file." the following: "An individual who
 34 intentionally provides misinformation in a written
 35 complaint commits a violation and shall be penalized
 36 one hundred dollars and such a violation may result in
 37 the loss of the individual's license or registration,
 38 if applicable."
 39 _____. Page 18, line 28, by inserting after the
 40 word "assessments" the following: "from the
 41 members".
 42 4. Page 2, by inserting after line 7 the
 43 following:
 44 " _____. Page 20, by inserting after line 18 the
 45 following:
 46 "Sec. _____. NEW SECTION. 91F.14 DISASTER AREAS.
 47 For public improvements in an area that includes a
 48 county with a population according to the United
 49 States census bureau 2000 decennial census between
 50 110,000 and 375,000 that the governor has proclaimed a

Page 4

1 disaster emergency or the United States president has
 2 declared a major disaster during 2008, the
 3 commissioner shall utilize the wage rates and fringe
 4 benefits rates as set by the federal Davis-Bacon Act,
 5 40 U.S.C., § 3141, et seq., as they apply to this
 6 section and the public improvement criteria in section
 7 91F.3, subsection 10, paragraph "b", shall not apply
 8 until such time as the commissioner may determine the
 9 appropriate wage rates and fringe benefits rates for
 10 each locality as prescribed in this chapter."

11 _____. Page 20, by striking lines 29 through 35.
12 _____. Page 21, by striking line 1 and inserting
13 the following:
14 "Sec.____. EFFECTIVE DATE. The section of this
15 act enacting section 91F.14, being deemed of".
16 _____. Page 21, line 2, by inserting after the word
17 "enactment." the following: "This Act shall not apply
18 to public improvement bids that have been awarded to a
19 contractor before July 1, 2009."
20 5. By renumbering and correcting internal
21 references as necessary.

Wendt of Woodbury in the chair at 2:52 p.m.

Amendment [H-1068](#) was adopted, placing out of order the following amendments:

Amendment [H-1031](#) filed by Horbach of Tama on February 17, 2009.

Amendment [H-1034](#) filed by Horbach of Tama on February 17, 2009.

Amendment [H-1062](#) filed by Bailey of Hamilton on February 18, 2009.

Amendment [H-1066](#) filed by Kaufmann of Cedar and Dolecheck of Ringgold February from the floor.

Amendment [H-1072](#) filed by Dolecheck of Ringgold from the floor.

Amendment [H-1075](#) filed by Upmeyer of Hancock from the floor.

Upmeyer of Hancock offered the following amendment [H-1065](#), to amendment [H-1063](#), filed by her and Kaufmann of Cedar and moved its adoption:

[H-1065](#)

1 Amend the amendment, [H-1063](#), to [House File 333](#) as
2 follows:
3 1. Page 1, line 5, by striking the words
4 "community college,".

Speaker Murphy in the chair at 3:25 p.m.

Roll call was requested by Upmeyer of Hancock and De Boef of Keokuk.

On the question "Shall amendment [H-1065](#) be adopted?" ([H.F. 333](#))

Rule 75 was invoked.

The ayes were, 42:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Mertz
Miller, L.	Olson, S.	Paulsen	Pettengill
Quirk	Rants	Rayhons	Roberts
Sands	Schulte	Schultz	Soderberg
Sorenson	Struyk	Sweeney	Tjepkes
Tymeson	Upmeyer	Wagner	Watts
Windschitl	Worthan		

The nays were, 52:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevort	Gaskill
Gayman	Heddens	Hunter	Isenhardt
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Taylor, D.
Taylor, T.	Thede	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Willems	Winckler	Zirkelbach	Mr. Speaker Murphy

Absent or not voting, 6:

Chambers	Forristall	Huser	Raecker
Swaim	Van Engelenhoven		

Amendment [H-1065](#) lost.

Dolecheck of Ringgold offered the following amendment [H-1074](#), to amendment [H-1063](#), filed by him from the floor and moved its adoption:

[H-1074](#)

1 Amend the amendment, [H-1063](#), to [House File 333](#) as
 2 follows:
 3 1. Page 1, by inserting after line 6 the
 4 following:
 5 "____. Page 6, by inserting before line 1 the
 6 following:
 7 "For the purposes of this subsection, any public
 8 improvement project funded in any part by secure an
 9 advanced vision for education fund moneys pursuant to
 10 chapter 423F shall be exempt from the requirement to
 11 pay not less than the current specified prevailing
 12 wage rate."

Roll call was requested by Dolecheck of Ringgold and Struyk of Pottawattamie.

On the question "Shall amendment [H-1074](#) be adopted?" ([H.F. 333](#))

The ayes were, 40:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Wagner	Watts	Windschitl	Worthan

The nays were, 53:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Zirkelbach
Mr. Speaker			
Murphy			

Absent or not voting, 7:

Chambers	Forristall	Huser	Mertz
Quirk	Raecker	Van Engelenhoven	

Amendment [H-1074](#) lost.

The House stood at ease at 3:53 p.m., until the fall of the gavel.

The House resumed session at 3:58 p.m., Speaker Murphy in the chair.

McCarthy of Polk asked and received unanimous consent that amendment [H-1063](#) to [House File 333](#) be deferred.

Anderson of Page offered the following amendment [H-1038](#) filed by him and moved its adoption:

[H-1038](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 6, by striking lines 31 and 32 and
- 3 inserting the following: "or for a longer period as
- 4 provided in".

Roll call was requested by Paulsen of Linn and Pettengill of Benton.

On the question "Shall amendment [H-1038](#) be adopted?" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 52:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, T.	Thede	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Willems	Winckler	Zirkelbach	Mr. Speaker Murphy

Absent or not voting, 7:

Chambers	Forristall	Huser	Miller, H.
Quirk	Raecker	Taylor, D.	

Amendment [H-1038](#) lost.

Tymeson of Madison asked and received unanimous consent to withdraw amendment [H-1045](#) filed by her on February 17, 2009.

Watts of Dallas asked and received unanimous consent that amendment [H-1024](#) be deferred.

Schultz of Crawford asked and received unanimous consent that amendment [H-1036](#) be deferred.

Horbach of Tama asked and received unanimous consent to withdraw amendment [H-1061](#) filed by him on February 18, 2009.

Cownie of Polk asked and received unanimous consent to withdraw amendment [H-1050](#) filed by him on February 17, 2009.

Horbach of Tama asked and received unanimous consent to withdraw amendment [H-1035](#) filed by him on February 17, 2009.

Watts of Dallas asked and received unanimous consent to withdraw amendment [H-1025](#) filed by him on February 17, 2009.

Grassley of Butler offered the following amendment [H-1039](#) filed by Grassley, et al., and moved its adoption:

[H-1039](#)

1 Amend [House File 333](#) as follows:
 2 1. Page 12, by inserting after line 7 the
 3 following:
 4 "Notwithstanding contrary provisions of this
 5 section, this chapter shall not apply to
 6 disaster-related expenditures on public improvements.
 7 "Disaster-related expenditures" means expenditures
 8 that include any state funding for a public
 9 improvement in an area that the governor has
 10 proclaimed a disaster emergency or the United States
 11 president has declared a major disaster during 2008
 12 and in an area that experiences a disaster, as defined
 13 in section 29C.2, on or after January 1, 2009."

T. Olson of Linn in the chair at 4:33 p.m.

Speaker Murphy in the chair at 5:17 p.m.

Roll call was requested by Grassley of Butler and Struyk of Pottawattamie.

On the question "Shall amendment [H-1039](#) be adopted?" ([H.F. 333](#))

Rule 75 was invoked.

The ayes were, 42:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Quirk
Rants	Rayhons	Roberts	Sands
Schulte	Schultz	Soderberg	Sorenson
Struyk	Sweeney	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Wagner	Watts
Windschitl	Worthan		

The nays were, 54:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Reasoner	Reichert
Schueller	Shomshor	Smith	Steckman
Swaim	Taylor, D.	Taylor, T.	Thede
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Zirkelbach	Mr. Speaker Murphy		

Absent or not voting, 4:

Chambers	Forristall	Huser	Raecker
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Amendment [H-1039](#) lost.

Horbach of Tama asked and received unanimous consent to withdraw amendment [H-1033](#) filed by him on February 17, 2009.

On motion by R. Olson of Polk amendment [H-1063](#), as amended, was adopted.

Watts of Dallas asked and received unanimous consent to withdraw amendment [H-1024](#), previously deferred, filed by him on February 17, 2009.

Horbach of Tama offered the following amendment [H-1036](#), previously deferred, filed by him and moved its adoption:

[H-1036](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 10, by inserting after line 27 the
- 3 following:
- 4 "____. The prevailing wage rate is not required to
- 5 be paid to workers of a certified employee
- 6 organization unless the certified employee
- 7 organization certifies that all officers and employees
- 8 of the employee organization are United States

9 citizens and have not been convicted of a felony."
 10 2. By renumbering as necessary.

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

On the question "Shall amendment [H-1036](#) be adopted?" ([H.F. 333](#))

The ayes were, 42:

Alons	Anderson	Arnold	Bailey
Baudler	Cownie	De Boef	Deyoe
Dolecheck	Drake	Grassley	Hagenow
Heaton	Helland	Horbach	Huseman
Kaufmann	Koester	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Rants	Rayhons	Roberts	Sands
Schulte	Schultz	Soderberg	Sorenson
Struyk	Sweeney	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Wagner	Watts
Windschitl	Worthan		

The nays were, 53:

Abdul-Samad	Beard	Bell	Berry
Bukta	Burt	Cohoon	Ficken
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Isenhart	Jacoby
Kearns	Kelley	Kressig	Kuhn
Lensing	Lykam	Marek	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Zirkelbach
Mr. Speaker			
Murphy			

Absent or not voting, 5:

Chambers	Forristall	Huser	Quirk
Raecker			

Amendment [H-1036](#) lost.

Van Engelenhoven of Marion offered the following amendment [H-1040](#), previously deferred, filed by him and moved its adoption:

[H-1040](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 12, by striking lines 25 through 28 and
- 3 inserting the following:
- 4 "The commissioner, in collaboration with the
- 5 auditor of state's office and the attorney general's
- 6 office, shall adopt rules for the administration of
- 7 this chapter as provided in section 91.6, and the
- 8 commissioner and the division shall administer this
- 9 chapter."
- 10 2. Page 13, by striking lines 26 through 28.
- 11 3. By renumbering as necessary.

Roll call was requested by Paulsen of Linn and Van Engelenhoven of Marion.

On the question "Shall amendment [H-1040](#) be adopted?" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 54:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhardt
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Reasoner	Reichert
Schueller	Shomshor	Smith	Steckman

Swaim	Taylor, D.	Taylor, T.	Thede
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Zirkelbach	Mr. Speaker Murphy		

Absent or not voting, 5:

Chambers	Forristall	Huser	Quirk
Raecker			

Amendment [H-1040](#) lost.

Watts of Dallas offered the following amendment [H-1029](#) filed by him and moved its adoption:

[H-1029](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 13, by striking lines 17 through 21.
- 3 2. By renumbering as necessary.

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

On the question "Shall amendment [H-1029](#) be adopted?" ([H.F. 333](#))

The ayes were, 42:

Alons	Anderson	Arnold	Bailey
Baudler	Cownie	De Boef	Deyoe
Dolecheck	Drake	Grassley	Hagenow
Heaton	Helland	Horbach	Huseman
Kaufmann	Koester	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Rants	Rayhons	Roberts	Sands
Schulte	Schultz	Soderberg	Sorenson
Struyk	Sweeney	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Wagner	Watts
Windschitl	Worthan		

The nays were, 52:

Abdul-Samad	Beard	Bell	Berry
Bukta	Burt	Cohoon	Ficken
Frevert	Gaskill	Gayman	Heddens
Hunter	Isenhardt	Jacoby	Kearns
Kelley	Kressig	Kuhn	Lensing
Lykam	Marek	Mascher	McCarthy

Mertz	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Petersen
Reasoner	Reichert	Schueller	Shomshor
Smith	Steckman	Swaim	Taylor, D.
Taylor, T.	Thede	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Willems	Winckler	Zirkelbach	Mr. Speaker Murphy

Absent or not voting, 6:

Chambers	Ford	Forristall	Huser
Quirk	Raecker		

Amendment [H-1029](#) lost.

Helland of Polk offered the following amendment [H-1037](#) filed by him and moved its adoption:

[H-1037](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 17, by striking line 23 and inserting the
- 3 following: "prevailing wage rate,".

Roll call was requested by Paulsen of Linn and Deyoe of Story.

On the question "Shall amendment [H-1037](#) be adopted?" ([H.F. 333](#))

The ayes were, 42:

Alons	Anderson	Arnold	Bailey
Baudler	Cownie	De Boef	Deyoe
Dolecheck	Drake	Grassley	Hagenow
Heaton	Helland	Horbach	Huseman
Kaufmann	Koester	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Rants	Rayhons	Roberts	Sands
Schulte	Schultz	Soderberg	Sorenson
Struyk	Sweeney	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Wagner	Watts
Windschitl	Worthan		

The nays were, 53:

Abdul-Samad	Beard	Bell	Berry
Bukta	Burt	Cohoon	Ficken
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Isenhart	Jacoby

Kearns	Kelley	Kressig	Kuhn
Lensing	Lykam	Marek	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Zirkelbach
Mr. Speaker Murphy			

Absent or not voting, 5:

Chambers	Forristall	Huser	Quirk
Raecker			

Amendment [H-1037](#) lost.

Tymeson of Madison offered the following amendment [H-1043](#), previously deferred, filed by her and moved its adoption:

[H-1043](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 18, line 15, by striking the word
- 3 "contractor" and inserting the following:
- 4 "contractor,".
- 5 2. Page 18, by striking line 16 and inserting the
- 6 following: "subcontractor, or labor organization to
- 7 do any of the following:"
- 8 3. Page 18, line 26, by striking the word "not".

Roll call was requested by Tymeson of Madison and Paulsen of Linn.

On the question "Shall amendment [H-1043](#) be adopted?" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Bailey
Baudler	Cownie	De Boef	Deyoe
Dolecheck	Drake	Grassley	Hagenow
Heaton	Helland	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk

Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 52:

Abdul-Samad	Beard	Bell	Berry
Burt	Cohoon	Ficken	Ford
Frevert	Gaskill	Gayman	Heddens
Hunter	Isenhardt	Jacoby	Kearns
Kelley	Kressig	Kuhn	Lensing
Lykam	Marek	Mascher	McCarthy
Mertz	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Petersen
Reasoner	Reichert	Schueller	Shomshor
Smith	Steckman	Swaim	Taylor, D.
Taylor, T.	Thede	Thomas	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Willems	Winckler	Zirkelbach	Mr. Speaker Murphy

Absent or not voting, 7:

Bukta	Chambers	Forristall	Horbach
Huser	Quirk	Raecker	

Amendment [H-1043](#) lost.

Watts of Dallas offered the following amendment [H-1026](#) filed by him and moved its adoption:

[H-1026](#)

1 Amend [House File 333](#) as follows:
 2 1. Page 18, by inserting after line 28 the
 3 following:
 4 "____. All approved third-party fringe funds,
 5 trustees, or third-party plans shall provide employee
 6 fringe funds for the actual purchase of benefits only
 7 and not including nonessential administrative
 8 purposes. The auditor of state has jurisdiction to
 9 determine what constitutes nonessential administrative
 10 expenses. Violations of this subsection shall result
 11 in civil and criminal penalties consistent with other
 12 provisions of this section including but not limited
 13 to back payment of interest accrued benefits or
 14 payment of back payments. All such fringe funds and
 15 third-party trustee plans, including all records and
 16 meetings, are subject to chapters 21 and 22 and to

17 audit by the auditor of state's office."

18 2. By renumbering as necessary.

Roll call was requested by Watts of Dallas and Paulsen of Linn.

On the question "Shall amendment [H-1026](#) be adopted?" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 52:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Reasoner	Reichert
Schueller	Shomshor	Smith	Steckman
Swaim	Taylor, D.	Taylor, T.	Thede
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Mr. Speaker
			Murphy

Absent or not voting, 7:

Chambers	Forristall	Huser	Quirk
Raecker	Winckler	Zirkelbach	

Amendment [H-1026](#) lost.

Horbach of Tama offered amendment [H-1032](#) filed by him as follows:

[H-1032](#)

- 1 Amend [House File 333](#) as follows:
 2 1. Page 19, by inserting after line 3 the
 3 following:
 4 "____. It is a violation of this chapter for any
 5 person, firm, association, or corporation working
 6 under a prevailing wage system on a public improvement
 7 to coerce, intimidate, threaten, or interfere with the
 8 work of any person who is not working under a
 9 prevailing wage system on a public improvement."
 10 2. By renumbering as necessary.

Horbach of Tama offered the following amendment [H-1069](#), to amendment [H-1032](#), filed by him and moved its adoption:

[H-1069](#)

- 1 Amend the amendment, [H-1032](#), to [House File 333](#) as
 2 follows:
 3 1. Page 1, by striking line 5 and inserting the
 4 following: "person, firm, association, corporation,
 5 or labor organization working".

Amendment [H-1069](#) was adopted.

Horbach of Tama moved the adoption of amendment [H-1032](#), as amended.

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

On the question "Shall amendment [H-1032](#), as amended, be adopted?" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 54:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Reasoner	Reichert
Schueller	Shomshor	Smith	Steckman
Swaim	Taylor, D.	Taylor, T.	Thede
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Zirkelbach	Mr. Speaker Murphy		

Absent or not voting, 5:

Chambers	Forristall	Huser	Quirk
Raecker			

Amendment [H-1032](#) lost.

Lukan of Dubuque offered the following amendment [H-1048](#) filed by him and moved its adoption:

[H-1048](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 20, by inserting after line 18 the
- 3 following:
- 4 "Sec. __. NEW SECTION. 91F.14 ENGLISH ONLY
- 5 COMPLIANCE.
- 6 All public bodies shall comply with section 1.18
- 7 while implementing the provisions of this chapter."
- 8 2. By renumbering as necessary.

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

On the question "Shall amendment [H-1048](#) be adopted?" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton

Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 53:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitehead	Willems	Winckler	Zirkelbach
Mr. Speaker			
Murphy			

Absent or not voting, 6:

Chambers	Forristall	Huser	Mertz
Quirk	Raecker		

Amendment [H-1048](#) lost.

Deyoe of Story offered the following amendment [H-1058](#) filed by him and moved its adoption:

[H-1058](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 20, by inserting after line 18 the
- 3 following:
- 4 "Sec. __. NEW SECTION. 91F.14 PREAPPROVED BOND
- 5 EXEMPTION.
- 6 This chapter shall not apply to a public
- 7 improvement that would otherwise qualify for
- 8 prevailing wage rates if the public improvement is
- 9 funded by a bond issuance that was approved prior to
- 10 the effective date of this Act."

Roll call was requested by Deyoe of Story and Paulsen of Linn.

On the question "Shall amendment [H-1058](#) be adopted?" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 54:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Reasoner	Reichert
Schueller	Shomshor	Smith	Steckman
Swaim	Taylor, D.	Taylor, T.	Thede
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Zirkelbach	Mr. Speaker		
	Murphy		

Absent or not voting, 5:

Chambers	Forristall	Huser	Quirk
Raecker			

Amendment [H-1058](#) lost.

Struyk of Pottawattamie offered amendment [H-1059](#) filed by him as follows:

[H-1059](#)

1 Amend [House File 333](#) as follows:
2 1. Page 20, by inserting after line 18 the
3 following:
4 "Sec. NEW SECTION. 421.71 STATE AIDE –
5 EMPLOYER ELIGIBILITY.
6 1. An employer who chooses not to use the federal
7 employment eligibility program as authorized by the
8 federal Illegal Immigration Reform and Immigrant
9 Responsibility Act of 1996, Pub. L. No. 104-208, shall
10 not be eligible for any developmental assistance.
11 2. For the purposes of this section,
12 "developmental assistance" means any form of public
13 assistance, including tax expenditures, made for the
14 purpose of stimulating the economic development of a
15 corporation, industry, geographic jurisdiction, or any
16 other sector of the state's economy, including but not
17 limited to public assistance involving industrial
18 development bonds, training grants, loans, loan
19 guarantees, enterprise zones, empowerment zones, tax
20 increment financing, fee waivers, land price
21 subsidies, infrastructure constructed or improved for
22 the benefit of a single business or defined group of
23 businesses at the time it is built or improved,
24 matching funds, tax abatements, tax credits and tax
25 discounts of every kind, including corporate,
26 franchise, personal income, sales and use, raw
27 materials, real property, job creation, individual
28 investment, excise, utility, inventory, accelerated
29 depreciation, and research and development tax credits
30 and discounts."
31 2. Title page, line 2, by inserting after the
32 word "bodies," the following: "and denying
33 developmental assistance to employers who choose not
34 to use the federal employment eligibility program,".
35 3. By renumbering as necessary.

R. Olson of Polk rose on a point of order that amendment [H-1059](#) was not germane.

The Speaker ruled the point well taken and amendment [H-1059](#) not germane.

Struyk of Pottawattamie moved to suspend the rules to consider amendment [H-1059](#).

Roll call was requested by Struyk of Pottawattamie and Paulsen of Linn.

On the question "Shall the rules be suspended to consider amendment [H-1059?](#)" ([H.F. 333](#))

The ayes were, 41:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Horbach	Huseman	Kaufmann
Koester	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

The nays were, 54:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Reasoner	Reichert
Schueller	Shomshor	Smith	Steckman
Swaim	Taylor, D.	Taylor, T.	Thede
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Zirkelbach	Mr. Speaker Murphy		

Absent or not voting, 5:

Chambers	Forristall	Huser	Quirk
Raecker			

The motion to suspend the rules lost.

Struyk of Pottawattamie offered amendment [H-1060](#) filed by him as follows:

[H-1060](#)

- 1 Amend [House File 333](#) as follows:
- 2 1. Page 20, by inserting after line 18 the
- 3 following:

4 "Sec. ____ IMMIGRATION STATUS AND CITIZENSHIP
5 DATABASE – DEPARTMENT OF PUBLIC SAFETY – STUDY.
6 1. The department of public safety shall study the
7 feasibility of developing an integrated state
8 government database system designed to provide
9 information related to the immigration status or
10 citizenship of a person.
11 2. The database to be developed shall be used as a
12 resource for employers, hospitals, banks, schools, and
13 other agencies and entities seeking information about
14 the immigration status or citizenship of a person.
15 3. The department of public safety shall develop
16 recommendations regarding policies for sharing
17 immigration and citizenship status with employers,
18 banks, hospitals, schools, and other agencies and
19 entities seeking such information.
20 4. The department of public safety shall submit a
21 report to the senate and house of representatives
22 standing committees on judiciary by January 15, 2010,
23 regarding the feasibility of establishing such a
24 database and regarding recommendations for
25 information-sharing policies."
26 2. Title page, line 2, by inserting after the
27 word "bodies," the following: "requiring an
28 immigration database study,".
29 3. By renumbering as necessary.

R. Olson of Polk rose on a point of order that amendment [H-1060](#) was not germane.

The Speaker ruled the point well taken and amendment [H-1060](#) not germane.

Struyk of Pottawattamie moved to suspend the rules to consider amendment [H-1060](#).

Roll call was requested by Struyk of Pottawattamie and Paulsen of Linn.

On the question "Shall the rules be suspended to consider amendment [H-1060](#)?" ([H.F. 333](#))

The ayes were, 40:

Alons	Anderson	Arnold	Baudler
Cownie	De Boef	Deyoe	Dolecheck
Drake	Grassley	Hagenow	Heaton
Helland	Huseman	Kaufmann	Koester

Lukan	May	Miller, L.	Olson, S.
Paulsen	Pettengill	Rants	Rayhons
Roberts	Sands	Schulte	Schultz
Soderberg	Sorenson	Struyk	Sweeney
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Wagner	Watts	Windschitl	Worthan

The nays were, 54:

Abdul-Samad	Bailey	Beard	Bell
Berry	Bukta	Burt	Cohoon
Ficken	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Kuhn	Lensing	Lykam	Marek
Mascher	McCarthy	Mertz	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Reasoner	Reichert
Schueller	Shomshor	Smith	Steckman
Swaim	Taylor, D.	Taylor, T.	Thede
Thomas	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Willems	Winckler
Zirkelbach	Mr. Speaker Murphy		

Absent or not voting, 6:

Chambers	Forristall	Horbach	Huser
Quirk	Raecker		

The motion to suspend the rules lost.

With the adoption of amendment [H-1068](#), amendment [H-1076](#) filed by Bailey of Hamilton from the floor, was placed out of order.

R. Olson of Polk 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. 333](#))

The ayes were, 49:

Abdul-Samad	Beard	Bell	Berry
Bukta	Burt	Cohoon	Ficken
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Isenhart	Jacoby
Kearns	Kressig	Kuhn	Lensing

Lykam	Mascher	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Reasoner	Reichert	Schueller
Shomshor	Smith	Steckman	Swaim
Taylor, D.	Taylor, T.	Thede	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Willems	Winckler	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, 49:

Alons	Anderson	Arnold	Bailey
Baudler	Cownie	De Boef	Deyoe
Dolecheck	Drake	Forristall	Grassley
Hagenow	Heaton	Helland	Horbach
Huseman	Kaufmann	Kelley	Koester
Lukan	Marek	May	McCarthy
Mertz	Miller, L.	Olson, S.	Paulsen
Pettengill	Quirk	Raecker	Rants
Rayhons	Roberts	Sands	Schulte
Schultz	Soderberg	Sorenson	Struyk
Sweeney	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Wagner	Watts	Windschitl
Worthan			

Absent or not voting, 2:

Chambers	Huser
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The bill not having received a constitutional majority was declared to have failed to pass the House.

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in engrossing the bills the following correction was made:

[House File 311](#)

1. Page 1, Line 10 – Changed prosthetics to prosthetic.

MARK BRANDSGARD
Chief Clerk of the House

MOTION TO RECONSIDER

[\(House File 333\)](#)

I move to reconsider the vote by which [House File 333](#) failed to pass the House on February 19, 2009.

MCCARTHY of Polk

SUBCOMMITTEE ASSIGNMENTS

[House File 3](#)

Agriculture: Reasoner, Chair; Bailey and S. Olson.

[House File 13](#)

Agriculture: Reasoner, Chair; Marek and S. Olson.

[House File 92](#)

Ways and Means: T. Olson, Chair; Sands and Shomshor.

[House File 98](#)

Ways and Means: T. Olson, Chair; Shomshor and Struyk.

[House File 108](#)

Ways and Means: Reasoner, Chair; Sands and Shomshor.

[House File 113](#)

Ways and Means: Reasoner, Chair; Pettengill and Shomshor.

[House File 118](#)

Ways and Means: Reasoner, Chair; Helland and Shomshor.

[House File 126](#)

Ways and Means: T. Olson, Chair; Shomshor and Struyk.

[House File 134](#)

Ways and Means: Reasoner, Chair; Pettengill and Shomshor.

[House File 142](#)

Ways and Means: Reasoner, Chair; Pettengill and Shomshor.

[House File 145](#)

Ways and Means: T. Olson, Chair; Thomas and Windschitl.

[House File 147](#)

Ways and Means: T. Olson, Chair; Forristall and Shomshor.

[House File 152](#)

Ways and Means: T. Olson, Chair; Shomshor and Struyk.

[House File 153](#)

Ways and Means: T. Olson, Chair; Shomshor and Struyk.

[House File 154](#)

Ways and Means: T. Olson, Chair; Reasoner and Struyk.

[House File 162](#)

Ways and Means: Reasoner, Chair; Shomshor and Windschitl.

[House File 169](#)

Ways and Means: Reasoner, Chair; Sands and Shomshor.

[House File 176](#)

Ways and Means: T. Olson, Chair; Grassley and Thomas.

[House File 181](#)

Ways and Means: T. Olson, Chair; Shomshor and Struyk.

[House File 204](#)

Ways and Means: T. Olson, Chair; Pettengill and Shomshor.

[House File 212](#)

Ways and Means: T. Olson, Chair; Sands and Shomshor.

[House File 221](#)

Ways and Means: Reasoner, Chair; Shomshor and Struyk.

[House File 246](#)

Agriculture: Mertz, Chair; Drake and Reasoner.

[House File 262](#)

Ways and Means: Reasoner, Chair; Shomshor and Windschitl.

[House File 263](#)

Ways and Means: Reasoner, Chair; Grassley and Shomshor.

[House File 272](#)

Agriculture: Bailey, Chair; Beard and Struyk.

[House File 282](#)

Ways and Means: Wendt, Chair; Forristall and Steckman.

[House File 292](#)

Ways and Means: Reasoner, Chair; Pettengill and Shomshor.

[House File 312](#)

Education: Winckler, Chair; Koester and Wendt.

[House File 324](#)

Ways and Means: Reasoner, Chair; Sands and Shomshor.

[House File 345](#)

Local Government: Huser, Chair; Wagner and Whitead.

[House File 350](#)

Environmental Protection: Kearns, Chair; D. Olson and Soderberg.

[House File 351](#)

Education: Bukta, Chair; May and Wendt.

[House File 356](#)

State Government: Frevert, Chair; Isenhart and Pettengill.

[House File 366](#)

State Government: Gaskill, Chair; Beard and Rants.

[House File 368](#)

Education: Winckler, Chair; May and Thede.

[House File 369](#)

Public and Safety: Heddens, Chair; Alons and Bukta.

[House File 371](#)

Education: Palmer, Chair; Cownie and Ford.

[House File 372](#)

Education: Mascher, Chair; Abdul-Samad and Dolecheck.

[House File 377](#)

State Government: Lensing, Chair; Frevert and Struyk.

[House File 378](#)

State Government: Quirk, Chair; Shomshor and Struyk.

[House File 379](#)

State Government: Cohoon, Chair; Quirk and Rants.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 106](#)

Ways and Means: Thomas, Chair; Hagenow and Willems.

[House Study Bill 180](#)

Rebuild Iowa and Disaster Recovery: Burt, Chair; Grassley and D. Taylor.

[House Study Bill 181](#)

Rebuild Iowa and Disaster Recovery: T. Taylor, Chair; Berry, Helland, Jacoby and Pettengill.

[House Study Bill 182](#)

Rebuild Iowa and Disaster Recovery: T. Taylor, Chair; Berry, Helland, Jacoby and Pettengill.

[House Study Bill 191](#)

State Government: Willems, Chair; Drake and T. Taylor.

[House Study Bill 192](#)

Environmental Protection: Whitaker, Chair; Frevert and Watts.

[House Study Bill 193](#)

Environmental Protection: Whitead, Chair; H. Miller and Schultz.

[House Study Bill 194](#)

Environmental Protection: Gayman, Chair; Anderson and D. Olson.

[House Study Bill 195](#)

Ways and Means: Willems, Chair; Isenhart and Wagner.

[House Study Bill 197](#)

State Government: Gaskill, Chair; Pettengill and Willems.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[**H.S.B. 198**](#) **Rebuild Iowa and Disaster Recovery**

Relating to disaster recovery by providing for historic preservation tax credits.

[**H.S.B. 199**](#) **State Government**

Providing for a postelection audit after each general election and including effective and applicability date provisions.

[**H.S.B. 200**](#) **State Government**

Relating to bidding requirements for public improvement projects completed by certain state entities.

[**H.S.B. 201**](#) **State Government**

Concerning the authority of the department of administrative services relative to existing leases on real property acquired by the department.

[**H.S.B. 202**](#) **State Government**

Relating to the disposition of proceeds from the sale of state personal property.

[**H.S.B. 203**](#) **State Government**

Establishing alternative project delivery procedures for certain public projects undertaken by political subdivisions.

H.S.B. 204 State Government

Relating to binding international trade agreements by providing for the consent of the general assembly and providing an effective date.

H.S.B. 205 State Government

Establishing a special wine auction permit.

H.S.B. 206 Local Government

Relating to county recorders by making changes to fees charged by the county recorder, information required to be endorsed on certain recorded documents and instruments, and standards for indexes maintained by the county recorder.

H.S.B. 207 Local Government

Relating to public notice requirements for meetings of boards of township trustees.

H.S.B. 208 Rebuild Iowa and Disaster Recovery

Creating a disaster aid local government assistance grant program and fund.

H.S.B. 209 Environmental Protection

Relating to restrictions on the use of fertilizer containing phosphorus on turf and making a penalty applicable.

H.S.B. 210 Rebuild Iowa and Disaster Recovery

Relating to assisting schools to recover from disaster by changing the approval method for transfers of emergency fund moneys, by modifying certain funding provisions to relate to disaster recovery, by allowing area education agency boards greater authority to purchase and lease-purchase property, and by allowing certain school districts to use the previous year's budget enrollments in the 2009-2010 budget year, and providing an effective date.

H.S.B. 211 Judiciary

Providing for unincorporated nonprofit associations, and providing for fees and penalties.

RESOLUTIONS FILED

HR 16, by Bell, a resolution requesting the Congress of the United States to give due consideration to the readiness of the Republic of China on Taiwan for membership in the United Nations.

Laid over under **Rule 25**.

HR 17, by Gaskill, Whitaker, Palmer, Swaim, Kearns, Zirkelbach, Hunter, Gayman, Abdul-Samad, Tymeson, Reasoner, Ficken, De Boef, Kressig, Mertz, Whitead, Windschitl, Steckman, Sorenson, Wendt, Thomas, Alons, Marek, Deyoe, Huseman, Sands, Smith, Drake, Arnold and Winckler, a resolution honoring the sacrifices and service of the Ottumwa National Guard.

Laid over under **Rule 25**.

HR 18, by Bell, a resolution supporting a proposal to invite the Republic of China (Taiwan) to participate in the upcoming meeting of the World Health Assembly as an observer.

Laid over under **Rule 25**.

HR 19, by Rants, a resolution urging the members of the Iowa congressional delegation to sponsor and support the Sales Tax Fairness and Simplification Act.

Laid over under **Rule 25**.

AMENDMENTS FILED

<u>H-1067</u>	<u>H.F. 364</u>	Winckler of Scott
<u>H-1073</u>	<u>H.F. 259</u>	Winckler of Scott

On motion by McCarthy of Polk the House adjourned at 1:11 p.m., Monday February 23, 2009, until 1:15 p.m., Monday, February 23, 2009.