

PROOF

STATE OF IOWA

House Journal

MONDAY, JANUARY 25, 2010

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JOURNAL OF THE HOUSE

Fifteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 25, 2010

The House met pursuant to adjournment at 1:14 p.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Rich Adam, pastor of St. Mary's Church, Riverside. He was the guest of Representative Larry Marek of Washington County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Robert Grau, House Page from Des Moines.

The Journal of Friday, January 22, 2010 was approved.

INTRODUCTION OF BILL

House File 2127, by Petersen, Kressig, Taylor, Heddens, Mascher, Berry, Thede, Cohoon, Gayman, Hanson, Gaskill, D. Olson, Smith, Isenhardt, Burt, Wendt, Schueller, Ficken, Palmer, Abdul-Samad, Winckler, Running-Marquardt, Kearns, Kuhn, Steckman, Zirkelbach, Lensing, Beard, Wessel-Kroeschell, Hunter, Swaim, Oldson, Reichert and T. Olson, a bill for an act modifying provisions relating to the regulation of delayed deposit services businesses, making penalties applicable, and including effective date provisions.

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

SPECIAL PRESENTATION

R. Olson of Polk introduced to the House, the Sergeant-of-Arms, Maynard Boatwright, who was recently inducted into the Des Moines, East High School Hall of Fame for his many athletic accomplishments.

The House rose and expressed its congratulations.

On motion by McCarthy of Polk, the House was recessed at 1:27 p.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:40 p.m., H. Miller of Webster in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Rants of Woodbury on request of Roberts of Carroll.

INTRODUCTION OF BILLS

[House File 2128](#), by Alons, Koester, De Boef and Chambers, a bill for an act relating to intentional distracted driving and providing a penalty.

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

[House File 2129](#), by T. Olson, a bill for an act relating to measuring and improving the quality of care for stroke patients.

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

[House File 2130](#), by Frevert, a bill for an act relating to the grounds for termination of parental rights.

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

[House File 2131](#), by committee on commerce, a bill for an act updating references to the federal Truth in Lending Act.

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

[House File 2132](#), by Windschitl, a bill for an act relating to the use of public moneys by nongovernmental entities for lobbying purposes and making a penalty applicable.

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

[House File 2133](#), by Windschitl, a bill for an act relating to the definition and regulation of outpatient surgical facilities or ambulatory surgical centers and providing for fees.

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

[House File 2134](#), by Windschitl, Baudler, De Boef, Huseman, Chambers, Alons, Schultz, Soderberg and Hagenow, a bill for an act relating to protocol for medically induced abortions, and providing penalties.

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

[House File 2135](#), by Willems, a bill for an act relating to employee leave by providing for time off and sick leave, and including effective date and applicability provisions.

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

CONSIDERATION OF BILL Regular Calendar

[House File 2075](#), a bill for an act requiring health benefit coverage for certain cancer treatment delivered pursuant to approved cancer clinical trails and providing an applicability date, was taken up for consideration.

T. Olson of Linn offered the following amendment [H-8025](#) filed by him and Struyk of Pottawattamie and moved its adoption:

[H-8025](#)

- 1 Amend [House File 2075](#) as follows:
- 2 1. Page 1, line 23, after <c.> by inserting <(1)>
- 3 2. Page 1, by striking lines 27 and 28 and
- 4 inserting <were receiving standard cancer treatment.>
- 5 3. Page 1, before line 29 by inserting:
- 6 <(2) "Routine patient care costs" does not include
- 7 any of the following:>
- 8 4. Page 1, line 29, by striking <(1)> and inserting
- 9 <(a)>
- 10 5. Page 1, line 33, by striking <(2)> and inserting
- 11 <(b)>
- 12 6. Page 2, line 1, by striking <(3)> and inserting

13 <(c)>
 14 7. Page 2, line 3, by striking <(4)> and inserting
 15 <(d)>
 16 8. Page 2, line 6, by striking <(5)> and inserting
 17 <(e)>
 18 9. Page 2, line 10, by striking <(6)> and inserting
 19 <(f)>
 20 10. Page 2, line 12, by striking <(7)> and
 21 inserting <(g)>
 22 11. Page 2, line 16, by striking <(8)> and
 23 inserting <(h)>
 24 12. Page 2, line 21, by striking <(9)> and
 25 inserting <(i)>
 26 13. Page 2, after line 23 by inserting:
 27 <(j) Costs of extras treatments, services,
 28 procedures, tests, or drugs that would not be performed
 29 or administered except for participation in the
 30 cancer clinical trial. Nothing in this subparagraph
 31 subdivision shall limit payment for treatments,
 32 services, procedures, tests, or drugs that are
 33 otherwise a covered benefit under subparagraph (1).>
 34 14. By striking page 3, line 34, through page 4,
 35 line 2.
 36 15. By renumbering as necessary.

Amendment [H-8025](#) was adopted.

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. 2075](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Beard	Bell
Berry	Bukta	Burt	Chambers
Cohoon	Cownie	De Boef	Deyoe
Dolecheck	Drake	Ficken	Ford
Forristall	Frevert	Gaskill	Gayman
Grassley	Hagenow	Hanson	Heaton
Heddens	Helland	Horbach	Hunter
Huseman	Huser	Isenhart	Jacoby
Kaufmann	Kearns	Kelley	Koester
Kuhn	Lensing	Lukan	Lykam
Marek	Mascher	May	McCarthy
Mertz	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Paulsen	Petersen	Pettengill	Quirk

Raecker	Rayhons	Reasoner	Reichert
Roberts	Running-Marquardt	Sands	Schueller
Schulte	Schultz	Shomshor	Smith
Soderberg	Sorenson	Steckman	Struyk
Swaim	Sweeney	Taylor	Thede
Thomas	Tjepkes	Tymeson	Upmeyer
Wagner	Watts	Wendt	Wenthe
Wessel-Kroeschell	Whitead	Willems	Winckler
Windschitl	Worthan	Zirkelbach	Miller, H., Presiding

The nays were, none.

Absent or not voting, 4:

Kressig	Palmer	Rants	Van Engelenhoven
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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 2075](#) be immediately messaged to the Senate.

REPORT OF THE CHIEF CLERK OF THE HOUSE

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

Amendment [H-8025](#) to [House File 2075](#)

1. Page 1, Line 27-Change extras to extra.

MARK W. BRANDSGARD
Chief Clerk of the House

SUBCOMMITTEE ASSIGNMENTS

[House File 97](#) Reassigned

Transportation: Gaskill, Chair; Koester and Quirk.

[House File 151](#) Reassigned

Transportation: Wenthe, Chair; Quirk and Roberts.

[House File 157](#) Reassigned

Transportation: D. Olson, Chair; Quirk and Tjepkes.

[House File 533](#) Reassigned

Transportation: Wenthe, Chair; Quirk and Roberts.

[House File 686](#)

Transportation: Wenthe, Chair; Gaskill and Tjepkes.

[House File 785](#)

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

[House File 823](#)

Environmental Protection: Reichert, Chair; Hagenow and Hanson.

[House File 2083](#)

Public Safety: Whitead, Chair; Kuhn and Tjepkes.

[House File 2092](#)

Public Safety: Bukta, Chair; Kressig and Sands.

[House File 2098](#)

Transportation: Marek, Chair; Hagenow and Hanson.

[House File 2106](#)

State Government: Taylor, Chair; Koester and Willems.

[House File 2113](#)

Transportation: Quirk, Chair; Kelley and Wagner.

[House File 2118](#)

State Government: Lensing, Chair; Isenhart and Pettengill.

[House File 2119](#)

State Government: Mascher, Chair; Beard and Koester.

[House File 2124](#)

State Government: Taylor, Chair; Quirk and Struyk.

Senate File 367 Reassigned

Environmental Protection: H. Miller, Chair; Lensing and Watts.

Senate File 2062

State Government: Frevert, Chair; Beard and Drake.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 512

Rebuild Iowa and Disaster Recovery: T. Olson, Chair; Berry and Helland.

House Study Bill 513

Rebuild Iowa and Disaster Recovery: Berry, Chair; De Boef and Running-Marquardt.

House Study Bill 549

Rebuild Iowa and Disaster Recovery: Huser, Chair; Sorenson and Thomas.

House Study Bill 573

Rebuild Iowa and Disaster Recovery: Jacoby, Chair; Burt and Pettengill.

House Study Bill 576

Rebuild Iowa and Disaster Recovery: Running-Marquardt, Chair; Burt and De Boef.

House Study Bill 592

Rebuild Iowa and Disaster Recovery: Helland, Chair; Burt, Huser, Kaufmann and Pettengill.

House Study Bill 595

Transportation: Marek, Chair; Arnold, Kelley, Quirk and Worthan.

House Study Bill 605

Public Safety: Baudler, Chair; Bell and R. Olson.

House Study Bill 606

Public Safety: R. Olson, Chair; Baudler and Lykam.

House Study Bill 607

Public Safety: Hanson, Chair; Baudler and R. Olson.

House Study Bill 608

Rebuild Iowa and Disaster Recovery: Schueller, Chair; Grassley, Jacoby, Sands and Taylor.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 609 Human Resources

Relating to the home modification requirements under the Medicaid home and community-based services waiver for the elderly.

H.S.B. 610 Human Resources

Relating to Alzheimer's disease and related disorders and the role of the department of public health in collecting data concerning Alzheimer's disease and providing resources and services to persons suffering from the disease.

H.S.B. 611 Human Resources

Relating to the renewal of the family planning network waiver under the medical assistance program.

H.S.B. 612 Human Resources

Relating to health care facilities and programs, including hospital inspector requirements, the hospital licensing board, and dependent adult abuse.

H.S.B. 613 Transportation

Relating to claims for warranty parts, repairs, or service performed by motor vehicle dealers.

H.S.B. 614 Transportation

Relating to the regulation of motor vehicle franchises.

H.S.B. 615 Transportation

Concerning advance notification to school districts affected by primary road construction or maintenance.

H.S.B. 616 Transportation

Relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions.

H.S.B. 617 Transportation

Relating to the operation of off-road utility vehicles on highways and making a penalty applicable.

H.S.B. 618 Commerce

Relating to the practice of mortuary science and to the preneed sale of cemetery and funeral merchandise and funeral services and providing a penalty.

H.S.B. 619 Commerce

Relating to choice of automobile repair facilities under automobile liability insurance policies.

H.S.B. 620 Commerce

Relating to certain employer-owned life insurance contracts on the lives of employees and making penalties applicable.

RESOLUTIONS FILED

HCR 104, by committee on administration and rules, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to compensation payable by the General Assembly.

Placed on the **calendar**.

HR 105, by committee on administration and rules, a resolution amending the permanent rules of the House of Representatives

relating to admittance to the floor of the house, the issuance of certificates of recognition or condolence, and the requirements for consideration of amendments.

Placed on the **calendar**.

AMENDMENTS FILED

H-8026	H.F. 2110	Horbach of Tama
H-8027	H.F. 2110	Tymeson of Madison
H-8028	H.F. 2110	Windschitl of Harrison

On motion by McCarthy of Polk the House adjourned at 4:54 p.m., until 9:00 a.m., Tuesday, January 26, 2010.