

PROOF

STATE OF IOWA

House Journal

MONDAY, JANUARY 26, 2009

Produced daily by the State of Iowa during the sessions of the General Assembly.
(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Fifteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 26, 2009

The House met pursuant to adjournment at 1:20 p.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Don Cox, pastor of Celebration First Assembly of God Church, Waterloo. He was the guest of Representative Doris Kelley from Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cassie Wenger, House Page from Wellman.

The Journal of Friday, January 23, 2009 was approved.

INTRODUCTION OF BILLS

[House File 75](#), by Lukan, a bill for an act relating to the practitioner license renewal requirements adopted by the board of educational examiners.

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

[House File 76](#), by Raecker and Huser, a bill for an act relating to political campaigns by limiting campaign contributions for statewide and legislative elections and making penalties applicable.

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

[House File 77](#), by Tjepkes, a bill for an act providing an excess weight allowance for vehicles hauling dried distillers grains.

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

[House File 78](#), by Lukan, a bill for an act relating to the removal of electric transmission or gas pipeline equipment and facilities under specified circumstances.

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

[House File 79](#), by Shomshor, a bill for an act relating to the sales and use tax imposed on the operation of bingo games.

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

[House File 80](#), by Hunter, a bill for an act concerning civil service commissions, disciplinary procedures, leaves of absence, providing a civil penalty, and making a penalty applicable.

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

[House File 81](#), by Anderson, a bill for an act establishing an environmental design and construction program for open animal feeding operations.

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

[House File 82](#), by Schueller, Bukta, Swaim, Kressig, Willems, Gaskill, Gayman, Mertz and Lukan, a bill for an act providing volunteer emergency services providers protection from employment termination.

Read first time and referred to committee on **public safety**.

[House File 83](#), by Hunter and Burt, a bill for an act concerning the statewide fire and police retirement system by establishing a presumption that cancer is work-related for purposes of disability and death benefits for fire fighters and by increasing the contribution rate for fire fighters.

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

[House File 84](#), by Hunter, a bill for an act prohibiting the use of cellular telephones and other wireless communication devices while operating a motor vehicle and providing a penalty.

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

[House File 85](#), by Isenhart and Lukan, a bill for an act relating to orders for postsecondary education subsidies.

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

[HOUSE FILE 30](#) REREFERRED

The Speaker announced that [House File 30](#), previously referred to committee on **agriculture** was rereferred to committee on **public safety**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

Report on projects such as "Lead the Way", pursuant to Chapters 262.91 and 262.93, Code of Iowa.

CRIMINAL AND JUVENILE JUSTICE PLANING

Legislative monitoring report, pursuant to Chapter 216A.1, Code of Iowa.

DEPARTMENT OF ADMINISTRATIVE SERVICES

Annual comprehensive financial report, pursuant to Chapter 7A.3(9), Code of Iowa.

DEPARTMENT OF EDUCATION

Report on the Liaison Advisory Committee on Transfer Students (LACTS), pursuant to Chapter 7E.5, Code of Iowa.

State competitive grant report, pursuant to Chapter 262, Code of Iowa.

DEPARTMENT OF ELDER AFFAIRS

2008 annual report of the State Long-Term Care Ombudsman, pursuant to Chapter 231F.1, Code of Iowa.

DEPARTMENT OF HUMAN SERVICES

Iowa Medicaid Pharmaceutical and Therapeutics report, pursuant to Chapter 249A.20A, Code of Iowa.

Direct Care Worker Compensation Advisory Committee report, pursuant to Chapter 217, Code of Iowa.

DEPARTMENT OF NATURAL RESOURCES

Mercury Containing Lamp Recycling Program Study, pursuant to 2008 Iowa Acts.

DEPARTMENT OF REVENUE

Annual report of the Iowa Capital Investment Board, pursuant to Chapter 7A.11A, Code of Iowa.

DEPARTMENT OF TRANSPORTATION

Annual report, pursuant to Chapter 307.21, Code of Iowa.

GOVERNORS OFFICE OF DRUG CONTROL POLICY

2009 Iowa Drug Control Strategy, pursuant to Chapter 80E.1, Code of Iowa.

IOWA COLLEGE STUDENT AID COMMISSION

Tuition grant report, pursuant to Chapter 261, Code of Iowa.

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual report, pursuant to Chapter 312.3B, Code of Iowa.

IOWA WORKFORCE DEVELOPMENT

Annual report, pursuant to Chapter 15.108(6), Code of Iowa.

LEGISLATIVE SERVICES AGENCY

State debt and obligation report, pursuant to Chapter 8.36, Code of Iowa.

SUBCOMMITTEE ASSIGNMENTS

[House File 43](#)

Judiciary: Lensing, Chair; Kaufmann and T. Olson.

[House File 49](#)

Judiciary: Willems, Chair; Helland and T. Olson.

[House File 51](#)

Local Government: Winckler, Chair; Whitehead and Windschitl.

[House File 54](#)

Economic Growth: Bailey, Chair; Forristall and H. Miller.

[House File 59](#)

Public Safety: Kressig, Chair; Berry and Tjepkes.

[House File 61](#)

Education: Wendt, Chair; Tymeson and Willems.

[House File 71](#)

Education: Heddens, Chair; May and Wendt.

[House File 74](#)

State Government: Frevert, Chair; Isenhart and Pettengill.

[House File 76](#)

State Government: Cohoon, Chair; Raecker and Willems.

[House File 83](#)

State Government: Frevert, Chair; Beard and Roberts.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 78](#) **Judiciary**

Proposing an amendment to the Constitution of the State of Iowa eliminating a requirement that a criminal offense, where the maximum permissible penalty does not exceed thirty days of imprisonment, be prosecuted on information under oath.

[H.S.B. 79](#) **Judiciary**

Relating to the unlawful manufacture, delivery, or possession with the intent to deliver cocaine or substances or counterfeit substances related to cocaine, and making penalties applicable.

[H.S.B. 80](#) **Judiciary**

Relating to a private cause of action for certain consumer fraud violations.

H.S.B. 81 Judiciary

Relating to the protection of a minor victim's identity in a criminal proceeding.

H.S.B. 82 Judiciary

Relating to criminal acts, records, and proceedings, including interference with judicial acts, deferred judgment, donations and contributions in a criminal proceeding, and providing a penalty.

H.S.B. 83 Judiciary

Relating to the appointment of judicial officers and the clerk of the district court, the appointment and retirement of senior judges, and the entry of orders in civil proceedings.

H.S.B. 84 Public Safety

Relating to alcoholic beverages, including the possession or consumption of alcoholic beverages by underage persons and destruction of operating while intoxicated records, and providing a penalty.

H.S.B. 85 Commerce

Requiring health benefit coverage for certain cancer treatment delivered pursuant to approved cancer clinical trials and providing an applicability date.

H.S.B. 86 State Government

Relating to the licensing and regulation of plumbers, mechanical professionals, and contractors, and including an applicability provision.

H.S.B. 87 State Government

Providing time off from work to attend presidential precinct caucuses and making penalties applicable.

H.S.B. 88 State Government

Providing compensatory time off for holiday work for peace officer supervisors employed by the department of public safety or the department of natural resources.

H.S.B. 89 Economic Growth

Relating to an increase in the balance of the unemployment compensation reserve fund and the purposes for which the fund's interest may be used.

AMENDMENT FILED

H-1002 H.F. 64 Thomas of Clayton

On motion by McCarthy of Polk the House adjourned at 1:30 p.m., until 9:00 a.m., Tuesday, January 27, 2009.