

**PROOF**

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**STATE OF IOWA**

**House Journal**

**THURSDAY, MARCH 6, 2008**

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

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# JOURNAL OF THE HOUSE

Fifty-third Calendar Day - Thirty-eighth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Thursday, March 6, 2008

The House met pursuant to adjournment at 9:11 a.m., Speaker Murphy in the chair.

Prayer was offered by Reverend Dave Loy, pastor of the Community of Christ Church, Cedar Rapids. He was the guest of Representative Todd Taylor of Linn County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kathy Ellett, legislative secretary to Representative Jim Lykam of Scott County.

The Journal of Wednesday, March 5, 2008 was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hoffman of Crawford on request of Struyk of Pottawattamie; May of Dickinson on request of Roberts of Carroll; Sands of Louisa on request of Roberts of Carroll.

## INTRODUCTION OF BILL

[House File 2522](#), by committee on judiciary, a bill for an act relating to nonsubstantive Code corrections and including effective and retroactive applicability date provisions.

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

## SENATE AMENDMENT CONSIDERED

Hunter of Polk called up for consideration [House File 2309](#), 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, amended by the Senate, and moved that the House concur in the following Senate amendment [H-8062](#):

[H-8062](#)

- 1 Amend [House File 2309](#), as passed by the House, as
- 2 follows:
- 3 1. Page 6, by striking lines 5 through 16.
- 4 2. By striking page 7, line 19, through page 9,
- 5 line 11.
- 6 3. Title page, by striking lines 3 and 4 and
- 7 inserting the following: "program benefits, the
- 8 reporting of".
- 9 4. Title page, by striking line 8 and inserting
- 10 the following: "unit, the".
- 11 5. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment [H-8062](#).

Hunter of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2309](#))

The ayes were, 93:

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

Palmer	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	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	Wiencsek	Winckler
Windschitl	Wise	Worthan	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, none.

Absent or not voting, 7:

Cohoon	Forristall	Hoffman	Horbach
May	Rants	Sands	

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

#### IMMEDIATE MESSAGE

McCarthy of Polk asked and received unanimous consent that [House File 2309](#) be immediately messaged to the Senate.

#### [HOUSE FILE 2158](#) WITHDRAWN

Bailey of Hamilton asked and received unanimous consent to withdraw [House File 2158](#) from further consideration by the House.

#### SENATE FILES PLACED ON THE UNFINISHED BUSINESS CALENDAR

McCarthy of Polk asked and received unanimous consent to place Senate Files 348 and 2111 on the Unfinished Business Calendar.

On motion by McCarthy of Polk, the House was recessed at 9:30 a.m., until 3:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 4:25 p.m., Speaker Murphy in the chair.

## INTRODUCTION OF BILLS

[House File 2523](#), by committee on natural resources, a bill for an act relating to deer depredation management, providing for a deer study advisory committee, and providing an effective date.

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

[House File 2524](#), by committee on veterans affairs, a bill for an act relating to veterans affairs by modifying training requirements, requiring executive directors and administrators to provide minimum hours of service in each county, specifying executive director, administrator, and employee duties, creating a county commission of veteran affairs training program, creating a county commissions of veteran affairs fund, providing an appropriation, and providing an effective date.

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

[House File 2525](#), by committee on environmental protection, a bill for an act relating to the disposal and recycling of waste oil filters.

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

[House File 2526](#), by committee on education, a bill for an act relating to the disposition of school property.

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

[House File 2527](#), by committee on public safety, a bill for an act relating to criminal offenses against minors including sexual abuse and indecent exposure by electronic transmission of an image, and providing penalties.

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

[House File 2528](#), by committee on state government, a bill for an act relating to campaign finance procedures and requirements and providing an effective date.

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

[House File 2529](#), by committee on veterans affairs, a bill for an act exempting from the individual income tax federal retirement pay received for military service and including a retroactive applicability date provision.

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

[House File 2530](#), by committee on education, a bill for an act establishing committees to formulate plans for a state research and development prekindergarten through grade twelve school and providing an effective date.

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

[House File 2531](#), by committee on economic growth, a bill for an act relating to programs administered by the commission on volunteer service by establishing Iowa summer youth corps and green corps programs, creating the Iowa summer youth corps account and making appropriations from the account, excluding certain payments provided to an AmeriCorps volunteer from state income tax, and providing a retroactive applicability provision.

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

[House File 2532](#), by committee on state government, a bill for an act concerning the duties and responsibilities of the auditor of state.

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

[House File 2533](#), by committee on education, a bill for an act relating to the statewide preschool program for four-year-old children and funding associated with the program and including effective and applicability date provisions.

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

[House File 2534](#), by committee on economic growth, 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 placed on the **calendar**.

[House File 2535](#), by committee on human resources, a bill for an act relating to child care by revising requirements for child care homes and child development homes, restricting the presence of certain registered sex offenders on the premises of child care providers, and providing penalties, an appropriation, and an effective date.

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

[House File 2536](#), by Paulsen, Kaufmann and Staed, a bill for an act relating to an adjustment in state foundation aid for certain school districts required to repay property taxes and providing an effective date.

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

[House File 2537](#), by committee on environmental protection, a bill for an act relating to the control of beverage containers by expanding the types of beverage containers covered and increasing the reimbursement amount paid to dealers.

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

[House File 2538](#), by committee on economic growth, a bill for an act increasing the amount of investment tax credit for which an eligible housing business may qualify if specified energy efficiency standards are met, and including effective and retroactive applicability date provision.

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

[House File 2539](#), by committee on human resources, a bill for an act relating to health care reform including health care coverage intended for children and adults, health information technology, end-of-life care decision making, preexisting conditions and dependent children coverage, medical homes, prevention and chronic care management, a buy-in provision for certain individuals under the medical assistance program, disease prevention and wellness initiatives, and including an applicability provision.

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

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 5, 2008, he approved and transmitted to the Secretary of State the following bills:

[House File 2137](#), an Act relating to the membership requirements and oversight responsibilities of the board of educational examiners.

[House File 2151](#), an Act relating to the advanced practice registered nurse licensure compact and providing an effective date.

[House File 2167](#), an Act relating to controlled substance schedules and the reporting requirements to the board of pharmacy and making penalties applicable.

[Senate File 2101](#), an Act transferring administration of the entrepreneurs with disabilities program to the department of education.

## 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\1927 Rita Copeland, Bettendorf – For celebrating her 90<sup>th</sup> birthday.
- 2008\1928 Gladys Goetsch, Bettendorf – For celebrating her 85<sup>th</sup> birthday.
- 2008\1929 Evelyn Dorn, Bettendorf – For celebrating her 90<sup>th</sup> birthday.
- 2008\1930 Sylvia Freeman, Bettendorf – For celebrating her 90<sup>th</sup> birthday.
- 2008\1931 Mary Frields, Bettendorf – For celebrating her 90<sup>th</sup> birthday.
- 2008\1932 Gerald Turner, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\1933 Margaret Deshon, Bettendorf – For celebrating her 95<sup>th</sup> birthday.
- 2008\1934 Wayne Gordon, Bettendorf – For celebrating his 80<sup>th</sup> birthday.
- 2008\1935 Beverly King, Bettendorf – For celebrating her 80<sup>th</sup> birthday.
- 2008\1936 Margaret Picket, Bettendorf – For celebrating her 80<sup>th</sup> birthday.

2008\1937 Marge and John Hosier, Dubuque – For celebrating their 60<sup>th</sup> wedding anniversary.

2008\1938 Jerome Gerard, Mason City – For celebrating his 95<sup>th</sup> birthday.

#### SUBCOMMITTEE ASSIGNMENTS

##### [House File 2428](#)

Environmental Protection: D. Olson, Chair; Frevert and S. Olson.

##### [House File 2460](#)

Environmental Protection: D. Olson, Chair; Frevert and S. Olson.

##### [House File 2480](#)

Environmental Protection: D. Olson, Chair; Frevert and S. Olson.

##### [House File 2484](#) Reassigned

Ways and Means: Thomas, Chair; Quirk and Soderberg.

##### [House File 2502](#) Reassigned

Ways and Means: Thomas, Chair; Quirk and Soderberg.

#### HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

##### [H.S.B. 765](#) State Government

Relating to the reporting of certain compensation information regarding the chief executive officer, the chief financial officer, and other executive-level administrators of a nonprofit corporation.

##### [H.S.B. 766](#) State Government

Creating a family friendly business initiative.

##### [H.S.B. 767](#) Judiciary

Relating to mortgage foreclosures.

##### [H.S.B. 768](#) Judiciary

Relating to issuance of a treasurer's deed after expiration of the period of redemption and providing an effective date.

**H.S.B. 769 Agriculture**

Providing for a living snow fence program.

**H.S.B. 770 Agriculture**

Urging the United States Environmental Protection Agency to take all actions necessary to provide American consumers with the opportunity to use higher ethanol blended gasoline for general use in conventional engines.

**H.S.B. 771 Labor**

Relating to the choice of doctor to treat an injured employee under workers' compensation law and providing an applicability date.

**H.S.B. 772 Appropriations**

Relating to and making appropriations to the judicial branch.

**H.S.B. 773 Appropriations**

Relating to and making appropriations to the justice system.

**H.S.B. 774 Appropriations**

Relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including an effective date.

**H.S.B. 775 Appropriations**

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and providing an effective date.

**H.S.B. 776 Judiciary**

Relating to the appointment or election of state judicial nominating commission members.

**H.S.B. 777 Public Safety**

Relating to eluding or attempting to elude a pursuing law enforcement vehicle operated by a special security officer employed by a board of regents institution.

**H.S.B. 778 Public Safety**

Concerning penalties for sale of alcohol to minors by alcohol beverage licensees and permittees and providing for an alcohol compliance employee training program.

**COMMITTEE RECOMMENDATION**

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

MARK W. BRANDSGARD  
Chief Clerk of the House

**COMMITTEE ON HUMAN RESOURCES**

**Committee Bill** (Formerly [House Study Bill 757](#)), relating to health care reform including health care coverage intended for children, health information technology, end-of-life care promotion, preexisting conditions and dependent children coverage, and medical homes, providing an appropriation, and including an applicability provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 5, 2008.

**RESOLUTIONS FILED**

**HR 115**, by McCarthy, a resolution to congratulate J. Barry Griswell

and the Principal Financial Group for being named one of the “Top 25 Best Places To Work” by Fortune Magazine.

Laid over under **Rule 25**.

[HR 116](#), by Palmer, a resolution urging the United States Postal Service to issue commemorative postage stamps honoring four great Iowa conservationists: J. N. “Ding” Darling, Aldo Leopold, John F. Lacey, and William Temple Hornaday.

Laid over under **Rule 25**.

#### AMENDMENTS FILED

<a href="#"><u>H-8065</u></a>	<a href="#"><u>S.F.</u></a>	<a href="#"><u>348</u></a>	Raecker of Polk
<a href="#"><u>H-8066</u></a>	<a href="#"><u>H.F.</u></a>	<a href="#"><u>2500</u></a>	Baudler of Adair
<a href="#"><u>H-8067</u></a>	<a href="#"><u>H.F.</u></a>	<a href="#"><u>2400</u></a>	Kaufmann of Cedar
<a href="#"><u>H-8068</u></a>	<a href="#"><u>H.F.</u></a>	<a href="#"><u>2400</u></a>	Tymeson of Madison
<a href="#"><u>H-8069</u></a>	<a href="#"><u>H.F.</u></a>	<a href="#"><u>2522</u></a>	Committee on Judiciary
<a href="#"><u>H-8070</u></a>	<a href="#"><u>H.F.</u></a>	<a href="#"><u>2521</u></a>	Committee on Judiciary

On motion by McCarthy of Polk the House adjourned at 4:29 p.m., until 9:00 a.m., Friday, March 7, 2008.