

PROOF

STATE OF IOWA

House Journal

FRIDAY, MARCH 13, 2009

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JOURNAL OF THE HOUSE

Sixty-first Calendar Day - Forty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 13, 2009

The House met pursuant to adjournment at 9:08 a.m., Speaker Murphy in the chair.

Prayer was offered by Mark W. Brandsgard, Chief Clerk of the House.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mark W. Brandsgard, Chief Clerk of the House.

The Journal of Thursday, March 12, 2009 was approved.

INTRODUCTION OF BILLS

[House Joint Resolution 6](#), by Alons and Mertz, a House joint resolution proposing an amendment to the Constitution of the State of Iowa specifying marriage between one man and one woman as the only legal union that is valid or recognized in the state.

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

[House File 716](#), by Murphy, a bill for an act relating to tort liability of municipalities for damage to motor vehicles caused by towing or transporting.

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

[House File 717](#), by Beard, a bill for an act providing for a county groundwater pollution control program, and providing for penalties.

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

[House File 718](#), by Helland, a bill for an act providing for a telework tax credit and including a retroactive applicability date provision.

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

[House File 719](#), by Schueller, a bill for an act relating to the crime of stalking and increasing penalties.

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

[House File 720](#), by committee on labor, a bill for an act relating to boiler and pressure vessel inspections and the boiler and pressure vessel board that oversees the inspections.

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

[House File 721](#), by committee on natural resources, a bill for an act relating to the carrying of a gun in or on a vehicle on a public highway and making penalties applicable.

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

[House File 722](#), by committee on natural resources, a bill for an act relating to regulation of certain conservation and recreation activities under the jurisdiction of the department of natural resources, modifying fees, and making penalties applicable.

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

[House File 723](#), by committee on commerce, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including the uniform securities act; insurance division; articles of incorporation filing requirements; viatical settlements contracts; life insurance companies and associations; long-term care insurance; long-term care asset disregard incentives; insurance other than life; insurance guaranty association; county mutual insurance associations; state mutual insurance associations; consolidation, merger, and reinsurance; and cemetery and funeral merchandise and funeral services; and

providing for an immediate effective date and retroactive applicability.

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

[House File 724](#), by committee on commerce, a bill for an act relating to the regulation of the business of debt management and making penalties applicable.

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

[House File 725](#), by committee on rebuild Iowa and disaster recovery, a bill for an act relating to disaster emergency assistance immunity.

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

[House File 726](#), by committee on judiciary, a bill for an act providing for unincorporated nonprofit associations, and providing for fees and penalties.

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

[House File 727](#), by committee on labor, a bill for an act relating to safe walkways for railroad workers and making penalties applicable.

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

[House File 728](#), by committee on rebuild Iowa and disaster recovery, a bill for an act creating a disaster assistance loan and credit guarantee program and fund, making appropriations, and providing an effective date.

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

SENATE MESSAGES CONSIDERED

[Senate Joint Resolution 5](#), by committee on judiciary, senate joint resolution a joint resolution 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.

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

[Senate File 152](#), by committee on human resources, a bill for an act relating to administrative and planning requirements involving children for whom the department of human services has responsibility under state or federal law.

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

[Senate File 187](#), by committee on natural resources, a bill for an act providing for the issuance of special deer hunting licenses to residents who are nonambulatory.

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

[Senate File 266](#), by committee on local government, a bill for an act relating to publication of property assessment equalization orders.

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

[Senate File 304](#), by committee on economic growth, a bill for an act relating to withholding agreements and local match requirements of the targeted jobs withholding tax credit program.

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

[Senate File 338](#), by committee on natural resources, a bill for an act establishing an upland game bird study advisory committee, establishing the deer study advisory committee, and providing an immediate effective date.

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

[Senate File 342](#), by committee on agriculture, a bill for an act relating to boards of directors associated with organizations promoting soybeans and corn.

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

[Senate File 356](#), by committee on transportation, a bill for an act relating to department of transportation administrative procedures by establishing a procedure to remove a conviction relating to the operation of a motor vehicle from a driving record based on identity theft and requiring verification of status in regards to the driver's license of a foreign national.

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

[Senate File 374](#), by committee on commerce, a bill for an act concerning restrictions on the resale and use of motor vehicle operating records furnished by the department of transportation and making a penalty applicable.

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

[Senate File 376](#), by committee on appropriations, a bill for an act relating to the issuance of bonds including the issuance of annual appropriation bonds, creating an annual appropriation bonds debt service fund and an appropriation bonds capitals fund, making and revising appropriations, and including effective date provisions.

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

[Senate File 377](#), by committee on rebuild Iowa and disaster recovery, a bill for an act relating to the prescription drug donation repository program.

Read first time and referred to committee on **rebuild Iowa and disaster recovery**.

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 13th day of March, 2009: [House File 414](#).

MARK W. BRANDSGARD
Chief Clerk of the House

Report adopted.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARK W. BRANDSGARD
Chief Clerk of the House

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly [House File 582](#)), requiring a minority impact statement with each bid submitted for a contract with the department of transportation, and providing an applicability date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

Committee Bill (Formerly [House File 587](#)), relating to state agencies' procurement goals for purchases from certain targeted small businesses.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly [House Study Bill 91](#)), relating to judicial branch records and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009

Committee Bill (Formerly [House Study Bill 172](#)), relating to damages recoverable for the wrongful or negligent injury or death of a spouse or parent.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

Committee Bill (Formerly [House Study Bill 263](#)), relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and applicability date provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

Committee Bill (Formerly [House File 640](#)), relating to indecent exposure and providing penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly [House Study Bill 13](#)), relating to the provision of services over certain Iowa communications network connection facilities under specified circumstances.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

Committee Bill (Formerly [House Study Bill 234](#)), relating to public records and open meetings, including the creation of the public records, open meetings, and privacy advisory committee, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

Committee Bill (Formerly [House Study Bill 229](#)), relating to the licensing of midwives under a title Act and providing for a fee and a penalty.

Fiscal Note is required.

Recommended **Amend and Do Pass** March 12, 2009.

Committee Bill (Formerly [House File 458](#)), prohibiting certain liquor control, wine, or beer licensees or permittees from knowingly permitting or engaging in criminal activity in areas adjacent to the licensed premises and making penalties applicable.

Fiscal Note is not required.

Recommended **Do Pass** March 12, 2009.

Committee Bill (Formerly [House File 572](#)), concerning the appointment of young adults to appointive boards, commissions, committees, and councils and including an applicability date provision.

Fiscal Note is not required.

Recommended **Do Pass** March 12, 2009.

Committee Bill (Formerly [House File 599](#)), expanding Iowa communications network access to include counties.

Fiscal Note is not required.

Recommended **Do Pass** March 12, 2009.

Committee Bill (Formerly [House File 602](#)), establishing an independent office of administrative hearings within the department of inspections and appeals.

Fiscal Note is not required.

Recommended **Do Pass** March 12, 2009.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly [House File 575](#)), concerning eligibility for the injured veterans grant program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 12, 2009.

RESOLUTIONS FILED

[HR 29](#), by Heaton, Heddens, Mascher, Hunter, Steckman, Thede, Wendt, Wessel-Kroeschell, Alons, Koester, Petersen, Soderberg, T. Olson, Baudler, Upmeyer and L. Miller, a resolution urging the United States Congress to take action to shorten the almost two-year delay in resolving claims for Social Security disability benefits.

Laid over under **Rule 25**.

[HR 30](#), by committee on rebuild Iowa and disaster recovery, a resolution requesting the legislative council to authorize a study of the county emergency management system for the 2009 interim.

Laid over under **Rule 25**.

AMENDMENT FILED

[H-1150](#) [H.F. 712](#) Struyk of Pottawattamie

On motion by McCarthy of Polk the House adjourned at 9:16 a.m., until 1:00 p.m., Monday, March 16, 2009.