

PROOF

STATE OF IOWA

House Journal

MONDAY, MAY 7, 2012

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

JOURNAL OF THE HOUSE

One Hundred-twentieth Calendar Day - Eighty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, May 7, 2012

The House met pursuant to adjournment at 10:04 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Sands of Louisa County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tom Biedenfeld, Page from Colfax.

The Journal of Friday, May 4, 2012, was approved.

CONFERENCE COMMITTEE APPOINTMENT REASSIGNED ([House File 2336](#))

The Speaker announced Wagner of Linn will replace Alons of Sioux on the conference committee for [House File 2336](#).

On motion by Upmeyer of Hancock, the House was recessed at 10:07 a.m., until 12:30 p.m.

AFTERNOON SESSION

The House reconvened at 12:35 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

[House File 2475](#), by committee on ways and means, a bill for an act relating to taxation and local government budgets by providing for an increase in the amount of the earned income tax credit, establishing and modifying property assessment limitations, providing for certain property tax replacement payments, modifying the assessment and taxation of telecommunications company property, establishing budget limitations for counties and cities, modifying certain reporting requirements, establishing a property tax credit for certain commercial, industrial, and railway property,

establishing a multiresidential property classification, providing penalties, making appropriations, and including effective date, retroactive applicability, and other applicability provisions.

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

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 May 7, 2012, refused to concur in the House amendment to the Senate amendment to the following bill in which the concurrence of the Senate was asked:

[House File 609](#), a bill for an act relating to the probate and trust codes and state inheritance tax and including applicability provisions.

Also: That the Senate has on May 7, 2012, insisted on its amendment to [House File 2465](#), a bill for an act relating to state and local finances by making and adjusting appropriations, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Johnson, Senator Dvorsky; the Senator from Palo Alto, Senator Kibbie; the Senator from Pottawattamie, Senator Gronstal; the Senator from Butler, Senator Dix; the Senator from Sac, Senator Kettering.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED

([House File 2465](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [House File 2465](#): Raecker of Polk, Wagner of Linn, Lofgren of Muscatine, Running-Marquardt of Linn and T. Olson of Linn.

The House stood at ease at 12:36 p.m., until the fall of the gavel.

The House resumed session at 2:28 p.m., Speaker Paulsen in the chair.

ADOPTION OF [HOUSE RESOLUTION 142](#)

Upmeyer of Hancock called up for consideration [House Resolution 142](#), a resolution to honor the University of Northern Iowa's Women's Rugby Club, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 2:32 p.m., until the fall of the gavel.

The House resumed session at 4:56 p.m., Speaker Paulsen in the chair.

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 May 7, 2012, insisted on its amendment to [Senate File 466](#), a bill for an act relating to residential contractors and providing a penalty, and the members of the Conference Committee on the part of the Senate are: The Senator from Polk, Senator McCoy, Chair; the Senator from Des Moines, Senator Courtney; the Senator from Dubuque, Senator Jochum; the Senator from Woodbury, Senator Anderson; the Senator from Woodbury, Senator Bertrand.

Also: That the Senate has on May 7, 2012, adopted the Conference Committee report and passed [Senate File 2313](#), a bill for an act relating to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Also: That the Senate has on May 7, 2012, adopted the Conference Committee report and passed [Senate File 2316](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the FY 2009 prison bonding fund, and the endowment for Iowa's health restricted capitals fund, providing for related matters, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 7, 2012, adopted the Conference Committee report and passed [Senate File 2321](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing effective date provisions.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED ([Senate File 466](#))

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning [Senate File 466](#): Iverson of Wright, Kaufmann of Cedar, Horbach of Tama, Muhlbauer of Crawford and Oldson of Polk.

CONFERENCE COMMITTEE REPORT FILED
([House File 2338](#))

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

W. CHARLES SMITHSON
Chief Clerk of the House

[House File 2338](#), a bill for an act relating to appropriations to the judicial branch.

ON THE PART OF THE HOUSE:

GARY WORTHAN, Chair
RICHARD ARNOLD
LANCE HORBACH
TODD TAYLOR
MARY WOLFE

ON THE PART OF THE SENATE:

ROBERT M. HOGG, Chair
EUGENE S. FRAISE
TOM HANCOCK
STEVE KETTERING

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
([House File 2338](#))

Worthan of Buena Vista called up for consideration the report of the conference committee on [House File 2338](#), a bill for an act relating to appropriations to the judicial branch, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Schultz of Crawford 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. 2338](#))

The ayes were, 90:

| | | | |
|-------------|-------------|-----------|-----------|
| Abdul-Samad | Arnold | Baltimore | Baudler |
| Berry | Brandenburg | Byrnes | Chambers |
| Cownie | De Boef | Deyoe | Dolecheck |

| | | | |
|------------|------------------------|-------------------|------------|
| Drake | Forristall | Fry | Gaines |
| Garrett | Grassley | Hagenow | Hager |
| Hall | Hanson | Hanusa | Heaton |
| Heddens | Hein | Helland | Horbach |
| Hunter | Huseman | Iverson | Jacoby |
| Jorgensen | Kajtazovic | Kaufmann | Kearns |
| Kelley | Klein | Koester | Kressig |
| Lensing | Lofgren | Lukan | Lykam |
| Massie | Miller, H. | Miller, L. | Moore |
| Muhlbauer | Oldson | Olson, R. | Olson, S. |
| Olson, T. | Paustian | Petersen | Pettengill |
| Quirk | Raecker | Rasmussen | Rayhons |
| Rogers | Running-Marquardt | Sands | Schulte |
| Schultz | Smith, J. | Smith, M. | Soderberg |
| Steckman | Swaim | Sweeney | Taylor, J. |
| Taylor, T. | Thede | Thomas | Tjepkes |
| Upmeyer | Van Engelenhoven | Vander Linden | Wagner |
| Watts | Wenthe | Wessel-Kroeschell | Willems |
| Winckler | Windschitl | Wittneben | Wolfe |
| Worthan | Mr. Speaker Paulsen | | |

The nays were, 7:

| | | | |
|----------|---------|----------|---------|
| Cohoon | Gaskill | Isenhart | Mascher |
| McCarthy | Pearson | Shaw | |

Absent or not voting, 3:

| | | |
|-------|----------|--------|
| Alons | Anderson | Murphy |
|-------|----------|--------|

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

CONFERENCE COMMITTEE REPORT FILED
([House File 2337](#))

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

W. CHARLES SMITHSON
Chief Clerk of the House

[House File 2337](#), a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, including effective date and retroactive and other applicability provisions.

ON THE PART OF THE HOUSE:

JASON SCHULTZ, Chair
 CHIP BALTIMORE
 CHRIS HALL
 DAVE JACOBY
 JEREMY TAYLOR

ON THE PART OF THE SENATE:

WILLIAM DOTZLER, Chair
 LIZ MATHIS
 DR. JOE M. SENG

ADOPTION OF THE REPORT OF THE
 CONFERENCE COMMITTEE
 ([House File 2337](#))

Schultz of Crawford called up for consideration the report of the conference committee on [House File 2337](#), a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, including effective date and retroactive and other applicability provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Schultz of Crawford 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. 2337](#))

The ayes were, 82:

| | | | |
|-------------|------------|-----------|-----------|
| Abdul-Samad | Arnold | Baltimore | Berry |
| Brandenburg | Byrnes | Chambers | Cohoon |
| Cownie | De Boef | Deyoe | Dolecheck |
| Drake | Forristall | Fry | Gaines |
| Garrett | Grassley | Hagenow | Hager |
| Hall | Hanson | Hanusa | Heaton |
| Heddens | Hein | Helland | Horbach |
| Huseman | Isenhardt | Iverson | Jacoby |
| Jorgensen | Kajtazovic | Kaufmann | Kearns |
| Klein | Koester | Kressig | Lofgren |
| Lukan | Lykam | Massie | McCarthy |
| Miller, H. | Miller, L. | Moore | Muhlbauer |
| Oldson | Olson, R. | Olson, S. | Olson, T. |

| | | | |
|-------------------|-------------------|------------|-----------|
| Paustian | Petersen | Pettengill | Quirk |
| Raecker | Rasmussen | Rayhons | Rogers |
| Running-Marquardt | Sands | Schulte | Schultz |
| Shaw | Smith, J. | Soderberg | Swaim |
| Sweeney | Taylor, J. | Tjepkes | Upmeyer |
| Van Engelenhoven | Vander Linden | Wagner | Watts |
| Wenthe | Wessel-Kroeschell | Windschitl | Wittneben |
| Worthan | Mr. Speaker | | |
| | Paulsen | | |

The nays were, 15:

| | | | |
|----------|------------|---------|-----------|
| Baudler | Gaskill | Hunter | Kelley |
| Lensing | Mascher | Pearson | Smith, M. |
| Steckman | Taylor, T. | Thede | Thomas |
| Willems | Winckler | Wolfe | |

Absent or not voting, 3:

| | | |
|-------|----------|--------|
| Alons | Anderson | Murphy |
|-------|----------|--------|

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

IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2337** and **2338**.

SENATE AMENDMENT CONSIDERED

Sands of Louisa called up for consideration [House File 2460](#), a bill for an act relating to Iowa's urban renewal law and incremental taxes by modifying provisions relating to the duration of urban renewal areas, the approval, duration, and use of divisions of revenue, requiring certain reporting and auditing, and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment [H-8509](#).

The motion prevailed and the House concurred in the Senate amendment [H-8509](#).

Sands of Louisa 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. 2460](#))

The ayes were, 97:

| | | | |
|------------------------|-------------------|------------|-------------------|
| Abdul-Samad | Arnold | Baltimore | Baudler |
| Berry | Brandenburg | Byrnes | Chambers |
| Cohoon | Cownie | De Boef | Deyoe |
| Dolecheck | Drake | Forristall | Fry |
| Gaines | Garrett | Gaskill | Grassley |
| Hagenow | Hager | Hall | Hanson |
| Hanusa | Heaton | Heddens | Hein |
| Helland | Horbach | Hunter | Huseman |
| Isenhardt | Iverson | Jacoby | Jorgensen |
| Kajtazovic | Kaufmann | Kearns | Kelley |
| Klein | Koester | Kressig | Lensing |
| Lofgren | Lukan | Lykam | Mascher |
| Massie | McCarthy | Miller, H. | Miller, L. |
| Moore | Muhlbauer | Oldson | Olson, R. |
| Olson, S. | Olson, T. | Paustian | Pearson |
| Petersen | Pettengill | Quirk | Raecker |
| Rasmussen | Rayhons | Rogers | Running-Marquardt |
| Sands | Schulte | Schultz | Shaw |
| Smith, J. | Smith, M. | Soderberg | Steckman |
| Swaim | Sweeney | Taylor, J. | Taylor, T. |
| Thede | Thomas | Tjepkes | Upmeyer |
| Van Engelenhoven | Vander Linden | Wagner | Watts |
| Wenthe | Wessel-Kroeschell | Willems | Winckler |
| Windschitl | Wittneben | Wolfe | Worthan |
| Mr. Speaker Paulsen | | | |

The nays were, none.

Absent or not voting, 3:

| | | |
|-------|----------|--------|
| Alons | Anderson | Murphy |
|-------|----------|--------|

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

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:

W. CHARLES SMITHSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

[Senate File 2342](#), a bill for an act relating to state taxation by providing specified tax credits for the construction and installation of solar energy systems and geothermal heat pumps, modifying sales and use tax provisions related to property purchased for resale, and creating a sales tax exemption for certain items purchased for use in providing vehicle wash and wax services and including effective date and retroactive and other applicability provisions.

Fiscal Note is not required.

Recommended **Do Pass** May 7, 2012.

Upmeyer of Hancock asked and received unanimous consent to consider [Senate File 2342](#).

CONSIDERATION OF BILL
Ways and Means Calendar

[Senate File 2342](#), a bill for an act relating to state taxation by providing specified tax credits for the construction and installation of solar energy systems and geothermal heat pumps, modifying sales and use tax provisions related to property purchased for resale, and creating a sales tax exemption for certain items purchased for use in providing vehicle wash and wax services and including effective date and retroactive and other applicability provisions, with report of committee recommending passage, was taken up for consideration.

Byrnes of Mitchell 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?" ([S.F. 2342](#))

The ayes were, 82:

| | | | |
|-------------|-----------|-----------|------------|
| Arnold | Baltimore | Baudler | Berry |
| Brandenburg | Byrnes | Chambers | Cohoon |
| Cownie | Deyoe | Dolecheck | Forristall |
| Fry | Gaines | Garrett | Gaskill |
| Grassley | Hagenow | Hager | Hall |
| Hanson | Hanusa | Heaton | Heddens |
| Hein | Helland | Horbach | Huseman |
| Isenhardt | Iverson | Jacoby | Jorgensen |
| Kajtazovic | Kaufmann | Kelley | Klein |
| Koester | Kressig | Lofgren | Lukan |

| | | | |
|-------------------|------------------------|------------------|---------------|
| Lykam | Miller, H. | Miller, L. | Moore |
| Muhlbauer | Oldson | Olson, S. | Olson, T. |
| Paustian | Petersen | Pettengill | Quirk |
| Raecker | Rasmussen | Rayhons | Rogers |
| Running-Marquardt | Sands | Schulte | Schultz |
| Smith, J. | Smith, M. | Soderberg | Steckman |
| Swaim | Sweeney | Taylor, J. | Thomas |
| Tjepkes | Upmeyer | Van Engelenhoven | Vander Linden |
| Wagner | Watts | Wenthe | Willems |
| Winckler | Windschitl | Wittneben | Wolfe |
| Worthan | Mr. Speaker Paulsen | | |

The nays were, 14:

| | | | |
|-------------|-------------------|--------|------------|
| Abdul-Samad | De Boef | Hunter | Kearns |
| Lensing | Mascher | Massie | McCarthy |
| Olson, R. | Pearson | Shaw | Taylor, T. |
| Thede | Wessel-Kroeschell | | |

Absent or not voting, 4:

| | | | |
|-------|----------|-------|--------|
| Alons | Anderson | Drake | Murphy |
|-------|----------|-------|--------|

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

IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House File 2460](#) and [Senate File 2342](#).

CONFERENCE COMMITTEE REPORT FILED ([Senate File 2313](#))

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

W. CHARLES SMITHSON
Chief Clerk of the House

[Senate File 2313](#), a bill for an act relating to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

ON THE PART OF THE HOUSE:

RALPH WATTS, Chair
 WALT ROGERS
 JEFF SMITH

ON THE PART OF THE SENATE:

PAM JOCHUM, Chair
 MERLIN BARTZ
 TOD BOWMAN
 JEFF DANIELSON
 JONI ERNST

ADOPTION OF THE REPORT OF THE
 CONFERENCE COMMITTEE
 ([Senate File 2313](#))

Watts of Dallas called up for consideration the report of the conference committee on [Senate File 2313](#), a bill for an act relating to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Watts of Dallas 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?" ([S.F. 2313](#))

The ayes were, 58:

| | | | |
|-----------|-------------|------------------|---------------|
| Arnold | Baltimore | Baudler | Brandenburg |
| Byrnes | Chambers | Cownie | De Boef |
| Deyoe | Dolecheck | Drake | Forristall |
| Fry | Garrett | Grassley | Hagenow |
| Hager | Hanusa | Heaton | Hein |
| Helland | Horbach | Huseman | Iverson |
| Jorgensen | Kaufmann | Klein | Koester |
| Lofgren | Lukan | Miller, L. | Moore |
| Olson, R. | Olson, S. | Paustian | Pettengill |
| Raecker | Rasmussen | Rayhons | Rogers |
| Sands | Schulte | Schultz | Shaw |
| Smith, J. | Soderberg | Sweeney | Taylor, J. |
| Tjepkes | Upmeyer | Van Engelenhoven | Vander Linden |
| Wagner | Watts | Wenthe | Windschitl |
| Worthan | Mr. Speaker | | |
| | Paulsen | | |

The nays were, 39:

| | | | |
|-------------|-----------|-------------------|-------------------|
| Abdul-Samad | Berry | Cohoon | Gaines |
| Gaskill | Hall | Hanson | Heddens |
| Hunter | Isenhart | Jacoby | Kajtazovic |
| Kearns | Kelley | Kressig | Lensing |
| Lykam | Mascher | Massie | McCarthy |
| Miller, H. | Muhlbauer | Oldson | Olson, T. |
| Pearson | Petersen | Quirk | Running-Marquardt |
| Smith, M. | Steckman | Swaim | Taylor, T. |
| Thede | Thomas | Wessel-Kroeschell | Willems |
| Winckler | Wittneben | Wolfe | |

Absent or not voting, 3:

| | | |
|-------|----------|--------|
| Alons | Anderson | Murphy |
|-------|----------|--------|

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

CONFERENCE COMMITTEE REPORT FILED
([Senate File 2321](#))

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

W. CHARLES SMITHSON
Chief Clerk of the House

[Senate File 2321](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing effective date provisions.

ON THE PART OF THE HOUSE:

CECIL DOLECHECK, Chair
PETER COWNIE
RON JORGENSEN
NATE WILLEMS
CINDY WINCKLER

ON THE PART OF THE SENATE:

BRIAN SCHOENJAHN, Chair
WALLY E. HORN
HERMAN C. QUIRMBACH

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
([Senate File 2321](#))

Dolecheck of Ringgold called up for consideration the report of the conference committee on [Senate File 2321](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing effective date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Dolecheck of Ringgold 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?" ([S.F. 2321](#))

The ayes were, 92:

| | | | |
|------------------|-------------------|------------|-------------|
| Abdul-Samad | Arnold | Baltimore | Baudler |
| Berry | Brandenburg | Byrnes | Chambers |
| Cohoon | Cownie | De Boef | Deyoe |
| Dolecheck | Drake | Forristall | Fry |
| Gaines | Garrett | Gaskill | Grassley |
| Hagenow | Hager | Hall | Hanson |
| Hanusa | Heaton | Heddens | Hein |
| Helland | Horbach | Hunter | Huseman |
| Isenhardt | Iverson | Jacoby | Jorgensen |
| Kajtazovic | Kaufmann | Kearns | Kelley |
| Klein | Koester | Kressig | Lensing |
| Lofgren | Lukan | Lykam | Massie |
| McCarthy | Miller, H. | Miller, L. | Moore |
| Muhlbauer | Oldson | Olson, R. | Olson, S. |
| Olson, T. | Paustian | Petersen | Pettengill |
| Quirk | Raecker | Rasmussen | Rayhons |
| Rogers | Running-Marquardt | Sands | Schulte |
| Schultz | Smith, J. | Smith, M. | Soderberg |
| Steckman | Swaim | Sweeney | Taylor, J. |
| Thede | Thomas | Tjepkes | Upmeyer |
| Van Engelenhoven | Vander Linden | Wagner | Watts |
| Wenthe | Wessel-Kroeschell | Willems | Winckler |
| Windschitl | Wittneben | Worthan | Mr. Speaker |
| | | | Paulsen |

The nays were, 5:

Mascher Pearson Shaw Taylor, T.
Wolfe

Absent or not voting, 3:

Alons Anderson Murphy

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

IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2313** and **2321**.

The House stood at ease at 5:26 p.m., until the fall of the gavel.

The House resumed session at 8:12 p.m., Speaker Paulsen in the chair.

QUORUM CALL

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

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 May 7, 2012, adopted the Conference Committee report and passed [House File 2337](#), a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, certain board of regents institutions, the department of workforce development, the Iowa finance authority, the rebuild Iowa infrastructure fund, and the public employment relations board, eliminating the film tax credit program, providing for other properly related matters, including effective date and retroactive and other applicability provisions.

Also: That the Senate has on May 7, 2012, adopted the Conference Committee report and passed [House File 2338](#), a bill for an act relating to appropriations to the judicial branch.

Also: That the Senate has on May 7, 2012, passed the following bill in which the concurrence of the House is asked:

[Senate File 2343](#), a bill for an act making changes to the controlled substance schedules, applying penalties, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE REPORT FILED
([House File 2335](#))

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

W. CHARLES SMITHSON
Chief Clerk of the House

[House File 2335](#), a bill for an act relating to appropriations to the justice system, and providing effective dates.

ON THE PART OF THE HOUSE:

GARY WORTHAN, Chair
RICHARD ARNOLD
LANCE HORBACH

ON THE PART OF THE SENATE:

TOM HANCOCK, Chair
EUGENE S. FRAISE
ROBERT M. HOGG

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
([House File 2335](#))

Worthan of Buena Vista called up for consideration the report of the conference committee on [House File 2335](#), a bill for an act relating to appropriations to the justice system, and providing effective dates, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Worthan of Buena Vista 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. 2335](#))

The ayes were, 55:

| | | | |
|------------------|---------------|-------------|-------------|
| Arnold | Baltimore | Baudler | Brandenburg |
| Byrnes | Chambers | Cownie | De Boef |
| Deyoe | Dolecheck | Drake | Forristall |
| Fry | Garrett | Grassley | Hagenow |
| Hager | Hanusa | Heaton | Hein |
| Helland | Horbach | Huseman | Iverson |
| Jorgensen | Kaufmann | Klein | Koester |
| Lofgren | Lukan | Miller, L. | Moore |
| Olson, S. | Paustian | Pettengill | Raecker |
| Rasmussen | Rayhons | Rogers | Sands |
| Schulte | Schultz | Smith, J. | Soderberg |
| Sweeney | Taylor, J. | Tjepkes | Upmeyer |
| Van Engelenhoven | Vander Linden | Wagner | Watts |
| Windschitl | Worthan | Mr. Speaker | |
| | | Paulsen | |

The nays were, 42:

| | | | |
|-------------------|-------------------|-----------|------------|
| Abdul-Samad | Berry | Cohoon | Gaines |
| Gaskill | Hall | Hanson | Heddens |
| Hunter | Isenhart | Jacoby | Kajtazovic |
| Kearns | Kelley | Kressig | Lensing |
| Lykam | Mascher | Massie | McCarthy |
| Miller, H. | Muhlbauer | Oldson | Olson, R. |
| Olson, T. | Pearson | Petersen | Quirk |
| Running-Marquardt | Shaw | Smith, M. | Steckman |
| Swaim | Taylor, T. | Thede | Thomas |
| Wenthe | Wessel-Kroeschell | Willems | Winckler |
| Wittneben | Wolfe | | |

Absent or not voting, 3:

| | | |
|-------|----------|--------|
| Alons | Anderson | Murphy |
|-------|----------|--------|

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

CONFERENCE COMMITTEE REPORT FILED
([House File 2336](#))

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

W. CHARLES SMITHSON
Chief Clerk of the House

[House File 2336](#), a bill for an act relating to appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

ON THE PART OF THE HOUSE:

JACK DRAKE, Chair
ROSS PAUSTIAN
NICK WAGNER

ON THE PART OF THE SENATE:

DENNIS H. BLACK, Chair
DICK L. DEARDEN
HUBERT HOUSER
MARY JO WILHELM

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
([House File 2336](#))

Drake of Cass called up for consideration the report of the conference committee on [House File 2336](#), a bill for an act relating to appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Drake of Cass 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. 2336](#))

The ayes were, 89:

| | | | |
|-------------|-------------|------------|-----------|
| Abdul-Samad | Arnold | Baltimore | Baudler |
| Berry | Brandenburg | Byrnes | Chambers |
| Cownie | De Boef | Deyoe | Dolecheck |
| Drake | Forristall | Fry | Gaines |
| Garrett | Gaskill | Grassley | Hagenow |
| Hager | Hall | Hanson | Hanusa |
| Heaton | Heddens | Hein | Helland |
| Horbach | Huseman | Iverson | Jacoby |
| Jorgensen | Kajtazovic | Kaufmann | Kearns |
| Kelley | Klein | Koester | Kressig |
| Lensing | Lofgren | Lukan | Lykam |
| Massie | McCarthy | Miller, L. | Moore |
| Muhlbauer | Oldson | Olson, R. | Olson, S. |

| | | | |
|------------------------|-------------------|---------------|------------|
| Olson, T. | Paustian | Petersen | Pettengill |
| Quirk | Raecker | Rasmussen | Rayhons |
| Rogers | Running-Marquardt | Sands | Schulte |
| Schultz | Shaw | Smith, J. | Smith, M. |
| Soderberg | Steckman | Swaim | Sweeney |
| Taylor, J. | Thede | Thomas | Tjepkes |
| Upmeyer | Van Engelenhoven | Vander Linden | Wagner |
| Watts | Wenthe | Willems | Winckler |
| Windschitl | Wittneben | Wolfe | Worthan |
| Mr. Speaker Paulsen | | | |

The nays were, 7:

| | | | |
|---------|------------|-------------------|---------|
| Cohoon | Hunter | Isenhart | Mascher |
| Pearson | Taylor, T. | Wessel-Kroeschell | |

Absent or not voting, 4:

| | | | |
|-------|----------|------------|--------|
| Alons | Anderson | Miller, H. | Murphy |
|-------|----------|------------|--------|

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

CONFERENCE COMMITTEE REPORT FILED
([Senate File 2316](#))

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

W. CHARLES SMITHSON
Chief Clerk of the House

[Senate File 2316](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the FY 2009 prison bonding fund, and the endowment for Iowa's health restricted capitals fund, providing for related matters, and including effective date and retroactive applicability provisions.

ON THE PART OF THE HOUSE:

DAN HUSEMAN, Chair
ROYD CHAMBERS
DENNIS COHOON
LEE HEIN
BRIAN QUIRK

ON THE PART OF THE SENATE:

MATT McCOY, Chair
DARYL BEALL
ROBERT E. DVORSKY

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
([Senate File 2316](#))

Huseman of Cherokee called up for consideration the report of the conference committee on [Senate File 2316](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the FY 2009 prison bonding fund, and the endowment for Iowa's health restricted capitals fund, providing for related matters, and including effective date and retroactive applicability provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Huseman of Cherokee 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?" ([S.F. 2316](#))

The ayes were, 92:

| | | | |
|---------------|-------------|------------|-------------------|
| Abdul-Samad | Arnold | Baltimore | Baudler |
| Berry | Brandenburg | Byrnes | Chambers |
| Cohoon | Cownie | De Boef | Deyoe |
| Dolecheck | Drake | Forristall | Fry |
| Gaines | Garrett | Gaskill | Grassley |
| Hagenow | Hager | Hall | Hanson |
| Hanusa | Heaton | Heddens | Hein |
| Helland | Horbach | Hunter | Huseman |
| Isenhardt | Iverson | Jacoby | Kajtazovic |
| Kaufmann | Kearns | Koester | Kressig |
| Lensing | Lofgren | Lukan | Lykam |
| Mascher | Massie | McCarthy | Miller, H. |
| Miller, L. | Moore | Muhlbauer | Oldson |
| Olson, R. | Olson, S. | Olson, T. | Paustian |
| Petersen | Pettengill | Quirk | Raecker |
| Rasmussen | Rayhons | Rogers | Running-Marquardt |
| Sands | Schulte | Schultz | Smith, J. |
| Smith, M. | Soderberg | Steckman | Swaim |
| Sweeney | Taylor, J. | Taylor, T. | Thede |
| Thomas | Tjepkes | Upmeyer | Van Engelenhoven |
| Vander Linden | Wagner | Watts | Wenthe |

telecommunications company property, establishing budget limitations for counties and cities, modifying certain reporting requirements, establishing a property tax credit for certain commercial, industrial, and railway property, establishing a multiresidential property classification, providing penalties, making appropriations, and including effective date, retroactive applicability, and other applicability provisions.

Fiscal Note is not required.

Recommended **Do Pass** May 7, 2012.

Upmeyer of Hancock asked and received unanimous consent to consider [House File 2475](#).

CONSIDERATION OF BILL Appropriations Calendar

[House File 2475](#), a bill for an act relating to taxation and local government budgets by providing for an increase in the amount of the earned income tax credit, establishing and modifying property assessment limitations, providing for certain property tax replacement payments, modifying the assessment and taxation of telecommunications company property, establishing budget limitations for counties and cities, modifying certain reporting requirements, establishing a property tax credit for certain commercial, industrial, and railway property, establishing a multiresidential property classification, providing penalties, making appropriations, and including effective date, retroactive applicability, and other applicability provisions, was taken up for consideration.

Cownie of Polk in the chair at 9:28 p.m.

Speaker Paulsen in the chair at 9:38 p.m.

Forristall of Pottawattamie rose on a point of order under Rule 10.

The Speaker ruled the point well taken.

Sands of Louisa 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. 2475](#))

The ayes were, 71:

| | | | |
|-----------|------------|------------------|---------------|
| Arnold | Baltimore | Baudler | Brandenburg |
| Byrnes | Chambers | Cownie | De Boef |
| Deyoe | Dolecheck | Drake | Forristall |
| Fry | Garrett | Grassley | Hagenow |
| Hager | Hall | Hanson | Hanusa |
| Heaton | Hein | Helland | Horbach |
| Huseman | Iverson | Jorgensen | Kajtazovic |
| Kaufmann | Kelley | Klein | Koester |
| Kressig | Lofgren | Lukan | Lykam |
| Massie | Miller, H. | Miller, L. | Moore |
| Muhlbauer | Olson, S. | Paustian | Pettengill |
| Quirk | Raecker | Rasmussen | Rayhons |
| Rogers | Sands | Schulte | Schultz |
| Shaw | Smith, J. | Smith, M. | Soderberg |
| Sweeney | Taylor, J. | Thede | Thomas |
| Tjepkes | Upmeyer | Van Engelenhoven | Vander Linden |
| Wagner | Watts | Wenthe | Windschitl |
| Wittneben | Worthan | Mr. Speaker | |
| | | Paulsen | |

The nays were, 26:

| | | | |
|-------------|------------|-------------------|-----------|
| Abdul-Samad | Berry | Cohoon | Gaines |
| Gaskill | Heddens | Hunter | Isenhart |
| Jacoby | Kearns | Lensing | Mascher |
| McCarthy | Oldson | Olson, R. | Olson, T. |
| Pearson | Petersen | Running-Marquardt | Steckman |
| Swaim | Taylor, T. | Wessel-Kroeschell | Willems |
| Winckler | Wolfe | | |

Absent or not voting, 3:

| | | |
|-------|----------|--------|
| Alons | Anderson | Murphy |
|-------|----------|--------|

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

HOUSE RECEDES

Hagenow of Polk called up for consideration [House File 609](#), a bill for an act relating to the probate and trust codes and state inheritance tax and including applicability provisions, amended by the House and moved that the House recede from its amendment.

The motion prevailed and the House recesses.

Hagenow 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. 609](#))

The ayes were, 97:

| | | | |
|------------------------|-------------------|------------|-------------------|
| Abdul-Samad | Arnold | Baltimore | Baudler |
| Berry | Brandenburg | Byrnes | Chambers |
| Cohoon | Cownie | De Boef | Deyoe |
| Dolecheck | Drake | Forristall | Fry |
| Gaines | Garrett | Gaskill | Grassley |
| Hagenow | Hager | Hall | Hanson |
| Hanusa | Heaton | Heddens | Hein |
| Helland | Horbach | Hunter | Huseman |
| Isenhart | Iverson | Jacoby | Jorgensen |
| Kajtazovic | Kaufmann | Kearns | Kelley |
| Klein | Koester | Kressig | Lensing |
| Lofgren | Lukan | Lykam | Mascher |
| Massie | McCarthy | Miller, H. | Miller, L. |
| Moore | Muhlbauer | Oldson | Olson, R. |
| Olson, S. | Olson, T. | Paustian | Pearson |
| Petersen | Pettengill | Quirk | Raecker |
| Rasmussen | Rayhons | Rogers | Running-Marquardt |
| Sands | Schulte | Schultz | Shaw |
| Smith, J. | Smith, M. | Soderberg | Steckman |
| Swaim | Sweeney | Taylor, J. | Taylor, T. |
| Thede | Thomas | Tjepkes | Upmeyer |
| Van Engelenhoven | Vander Linden | Wagner | Watts |
| Wenthe | Wessel-Kroeschell | Willems | Winckler |
| Windschitl | Wittneben | Wolfe | Worthan |
| Mr. Speaker Paulsen | | | |

The nays were, none.

Absent or not voting, 3:

Alons Anderson Murphy

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

IMMEDIATE MESSAGES

Upmeyer of Hancock asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 609** and **2475**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Alons of Sioux
Drake of Cass

Anderson of Page
Murphy of Dubuque

EXPLANATIONS OF VOTE

On May 7, 2012, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[Senate File 2342](#) – “aye”

DRAKE of Cass

On May 7, 2012, H. Miller’s oral vote of “aye” was inadvertently not included in the vote total for [House File 2336](#).

H. MILLER of Webster

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:

W. CHARLES SMITHSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly [House Study Bill 676](#)), relating to taxation and local government budgets by providing for an increase in the amount of the earned income tax credit, establishing and modifying property assessment limitations, providing for certain property tax replacement payments, modifying the assessment and taxation of

telecommunications company property, establishing budget limitations for counties and cities, modifying certain reporting requirements, establishing a property tax credit for certain commercial, industrial, and railway property, establishing a multi-residential property classification, providing penalties, making appropriations, and including effective date, retroactive applicability, and other applicability provisions.

Fiscal Note is required.

Recommended **Amend and Do Pass** May 7, 2012.

AMENDMENTS FILED

| | | |
|------------------------|---------------------------|--------------------|
| H-8514 | H.F. 2473 | Hager of Allamakee |
| H-8515 | H.F. 2473 | Kearns of Lee |

On motion by Upmeyer of Hancock the House adjourned at 10:14 p.m., until 8:30 a.m., Tuesday, May 8, 2012.