

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 23, 2014

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JOURNAL OF THE HOUSE

One Hundred-first Calendar Day - Seventy-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 23, 2014

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Salmon of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alexis Weber, Majority Leader's Page from Parnell.

The Journal of Tuesday, April 22, 2014, was approved.

SENATE MESSAGE CONSIDERED

[Senate File 2355](#), by committee on Appropriations, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:35 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:15 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

[House File 2474](#), by Upmeyer, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization.

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

The House stood at ease at 1:24 p.m., until the fall of the gavel.

The House resumed session at 1:30 p.m., Speaker Paulsen in the chair.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Judiciary to meet at 2:30 p.m. today or upon the conclusion of debate.

CONSIDERATION OF BILLS

Ways and Means Calendar

[Senate File 2337](#), a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Stanerson of Linn offered amendment [H-8296](#) filed by him from the floor and moved its adoption.

Amendment [H-8296](#) was adopted.

Stanerson 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?" ([S.F. 2337](#))

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein

Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

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

[Senate File 2343](#), a bill for an act relating to qualification requirements for the renewable energy tax credit, with report of committee recommending passage, was taken up for consideration.

Landon 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?" ([S.F. 2343](#))

The ayes were, 91:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren

Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Shaw	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 4:

Highfill	Schultz	Sheets	Watts
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Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

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

[House File 2471](#), a bill for an act relating to the Iowa individual income tax checkoffs by modifying the Iowa election campaign income tax checkoff and providing for the future repeal of the checkoff, by creating an income tax checkoff for the reduction of food insecurity within this state and providing for the future repeal of the checkoff, making an appropriation, creating a study committee, and including effective date provisions, was taken up for consideration.

Windschitl of Harrison offered amendment [H-8294](#) filed by him from the floor and moved its adoption.

Amendment [H-8294](#) was adopted.

Windschitl of Harrison 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. 2471](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhardt	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

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

[HOUSE FILE 2430](#) WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw [House File 2430](#) from further consideration by the House.

SENATE AMENDMENTS CONSIDERED

Hagenow of Polk called up for consideration [House File 2453](#), a bill for an act relating to the administration of the historic preservation

and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment [H-8287](#).

The motion prevailed and the House concurred in the Senate amendment [H-8287](#).

Hagenow 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. 2453](#))

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, L.	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 2:

Hunter	Olson, R.
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Absent or not voting, 5:

Baudler Forbes Kajtazovic Miller, H.
Moore

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

Cownie of Polk called up for consideration [House File 2456](#), a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment [H-8286](#).

The motion prevailed and the House concurred in the Senate amendment [H-8286](#).

Cownie 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. 2456](#))

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Gaines	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, L.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas

Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 1:

Pettengill

Absent or not voting, 5:

Baudler	Forbes	Kajtazovic	Miller, H.
Moore			

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

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2453, 2456, 2471** and **Senate Files 2337** and **2343**.

The House stood at ease at 1:56 p.m., until the fall of the gavel.

The House resumed session at 2:07 p.m., Speaker Paulsen in the chair.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 2:07 p.m., until 4:00 p.m.

EVENING SESSION

The House reconvened at 6:39 p.m., Speaker Paulsen in the chair.

The House stood at ease at 6:39 p.m., until the fall of the gavel.

The House resumed session at 8:06 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 April 23, 2014, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2289](#), a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the Senate was asked:

[House File 2446](#), a bill for an act exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the Senate was asked:

[House File 2464](#), a bill for an act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the Senate was asked:

[House File 2466](#), a bill for an act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions.

Also: That the Senate has on April 23, 2014, adopted the Conference Committee report and passed [Senate File 2347](#), 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 for related matters.

Also: That the Senate has on April 23, 2014, passed the following bill in which the concurrence of the House is asked:

[Senate File 2356](#), a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS Ways and Means Calendar

[Senate File 2344](#), a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Moore of Jackson offered amendment [H-8300](#) filed by him from the floor, and moved its adoption.

Amendment [H-8300](#) was adopted.

Moore of Jackson 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. 2344](#))

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Meyer	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staet
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Highfill Watts

Absent or not voting, 2:

Baudler Kajtazovic

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 RECEIVED
([Senate File 2347](#))

A conference committee report signed by the following Senate and House members was filed April 23, 2014, on [Senate File 2347](#), 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 for related matters:

ON THE PART OF THE HOUSE: ON THE PART OF THE SENATE:

CECIL DOLECHECK, CHAIR
JAKE HIGHFILL
SHARON STECKMAN
ROB TAYLOR
CINDY WINCKLER

BRIAN SCHOENJAHN, CHAIR
NANCY J. BOETTGER
WALLY E. HORN
HERMAN C. QUIRMBACH

Windschitl of Harrison in the chair at 8:14 p.m.

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
([Senate File 2347](#))

Dolecheck of Ringgold called up for consideration the report of the conference committee on [Senate File 2347](#), 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 for related matters, and moved the adoption of the conference committee report and the amendments contained therein.

A non-record roll call was requested.

The ayes were 68, nays 17.

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. 2347](#))

The ayes were, 90:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Meyer	Miller, H.	Miller, L.	Moore
Muhlbauer	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, 8:

Anderson	Gaines	Gaskill	Hunter
Isenhardt	Kressig	Murphy	Thomas

Absent or not voting, 2:

Baudler	Kajtažovic
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The bill having received a constitutional majority was declared to have passed the House and the title 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:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

[House File 2474](#), a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization.

Fiscal Note: **No**

Recommendation: **Do Pass** April 23, 2014.

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of [House File 2474](#).

[House File 2474](#), a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, was taken up for consideration.

Hanson of Jefferson offered amendment [H-8298](#) filed by him from the floor and moved its adoption.

Amendment [H-8298](#) was adopted.

Hess of Clay 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. 2474](#))

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Meyer	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard

Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Baudler Kajtazovic

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

SENATE MESSAGE CONSIDERED

[Senate File 2356](#), by committee on Ways and Means, a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

Read first time and referred to committee on **Ways and Means**.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: [House File 2474](#) and **Senate Files 2344** and **2347**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair	Forbes of Polk
Kajtazovic of Black Hawk	Miller, H. of Webster
Moore of Jackson	

EXPLANATION OF VOTE

On April 23, 2014, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2453](#) — “aye” [Senate File 2337](#) — “aye”
[House File 2456](#) — “aye” [Senate File 2343](#) — “aye”
[House File 2471](#) — “aye”

H. MILLER of Webster

AMENDMENTS FILED

H-8294	H.F. 2471	Windschitl of Harrison
H-8295	H.F. 2445	Baltimore of Boone
H-8296	S.F. 2337	Stanerson of Linn
H-8297	H.F. 2473	Pettengill of Benton
H-8298	H.F. 2474	Hanson of Jefferson
H-8299	H.F. 2473	Fisher of Tama
H-8300	S.F. 2344	Moore of Jackson
H-8301	H.F. 2289	Senate Amendment
H-8302	H.F. 2445	Baltimore of Boone

On motion by Upmeyer of Cerro Gordo, the House adjourned at 9:01 p.m., until 8:30 a.m., Thursday, April 24, 2014.