

**PROOF**

---

---

**STATE OF IOWA**

**Senate Journal**

**TUESDAY, APRIL 1, 2008**

---

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

---

---

# JOURNAL OF THE SENATE

---

SEVENTY-NINTH CALENDAR DAY  
FORTY-SEVENTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Tuesday, April 1, 2008

The Senate met in regular session at 8:50 a.m., President Kibbie presiding.

Prayer was offered by the Honorable Dave Mulder, member of the Senate from Sioux County, Sioux Center, Iowa.

The Journal of Monday, March 31, 2008, was approved.

## RECESS

On motion of Senator Gronstal, the Senate recessed at 8:58 a.m. until the completion of a meeting of the committee on Rules and Administration.

## RECONVENED

The Senate reconvened at 9:00 a.m., President Kibbie presiding.

## RECESS

On motion of Senator Gronstal, the Senate recessed at 9:02 a.m. until 3:00 p.m.

**APPENDIX—1****CERTIFICATES OF RECOGNITION**

The Secretary of the Senate issued the following certificates of recognition:

Randall and Sharon Breckerbaumer, Atlantic—For celebrating their 50th wedding anniversary. Senator Boettger (4/1/08).

Senator Jack Fitzpatrick, Stockbridge, MA—For celebrating his 85th birthday. Senator Hatch (4/1/08).

Darrell and Phyllis Hansen—For celebrating their 60th wedding anniversary. Senator Seymour (4/1/08).

Earl and Deloris Jacobson, Menlo—For celebrating their 50th wedding anniversary. Senator Boettger (4/1/08).

Frieda L. Jeschke, Denison—For celebrating her 100th birthday. Senator Seymour (4/1/08).

Lou Nell Olson, Onawa—For celebrating her 80th birthday. Senator Seymour (4/1/08).

Keith and Janet Payne—For celebrating their 50th wedding anniversary. Senator Seymour (4/1/08).

Kenneth R. Scholtens, Lohrville—For being named a General Motors World-Class Technician. Senator Seymour (4/1/08).

Ed and Karen Wiedenfeld—For celebrating their 50th wedding anniversary. Senator Seymour (4/1/08).

**REPORTS OF COMMITTEE MEETINGS****AGRICULTURE**

**Convened:** April 1, 2008, 10:30 a.m.

**Members Present:** Fraise, Chair; Rielly, Vice Chair; Johnson, Ranking Member; Appel, Black, Boettger, Gaskill, Hancock, Houser, Kibbie, Mulder, Olive, Putney, and Seng.

**Members Absent:** Courtney (excused).

**Committee Business:** Moved governor's appointee to individual calendar.

**Adjourned:** 10:35 a.m.

**RULES AND ADMINISTRATION**

**Convened:** April 1, 2008, 8:58 a.m.

**Members Present:** Gronstal, Chair; Kibbie, Vice Chair; Wieck, Ranking Member; Angelo, Danielson, Dearden, Dvorsky, Ragan, and Ziemann.

**Members Absent:** Courtney and Lundby (both excused).

**Committee Business:** Approved [SR 125](#).

**Adjourned:** 9:00 a.m.

**FINAL COMMITTEE REPORT OF BILL ACTION****RULES AND ADMINISTRATION**

**Bill Title:** [SENATE RESOLUTION 125](#), a resolution honoring Iowa's Olympic athletics.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 9: Gronstal, Kibbie, Wieck, Angelo, Danielson, Dearden, Dvorsky, Ragan, and Ziemann. Nays, none. Absent, 2: Courtney and Lundby.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR**

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 1st day of April, 2008:

Senate Files 2154 and 2199.

MICHAEL E. MARSHALL  
Secretary of the Senate

**BILL SIGNED BY THE GOVERNOR**

A communication was received announcing that on April 1, 2008, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 2347](#) – Relating to the use of optical scan voting systems in every county, making an appropriation for the cost of purchasing and distributing optical scan voting systems, reducing certain appropriations, providing for continuing education for certain election personnel, and providing an effective date.

## AFTERNOON SESSION

The Senate reconvened at 3:34 p.m., President Kibbie presiding.

## INTRODUCTION OF RESOLUTIONS

[Senate Resolution 126](#), by Zaun, a resolution honoring the Dowling Catholic High School cross country team.

Read first time and referred to committee on **Rules and Administration**.

[Senate Resolution 127](#), by Quirnbach, a resolution congratulating Iowa State University of Science and Technology for 150 years of leadership and service to the State of Iowa, the United States, and the world as Iowa's land-grant university.

Read first time and referred to committee on **Rules and Administration**.

[Senate Resolution 128](#), by Horn, Ragan, Hatch, Black, McCoy, Connolly, Stewart, Beall, Danielson, Dotzler, Dvorsky, Warnstadt, Seng, Rielly, Olive, Hancock, Hogg, Dearden, Fraise, Appel, Schoenjahn, Quirnbach, Bolkcom, Gronstal, Kibbie, Heckroth, Schmitz, Kreiman, and Wood, a resolution requesting the Iowa utilities board and Iowa's energy utilities to voluntarily extend the moratorium on utility disconnection through April 14, 2008.

Read first time and referred to committee on **Rules and Administration**.

CONSIDERATION OF RESOLUTION  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 125](#).

### Senate Resolution 125

On motion of Senator Angelo, [Senate Resolution 125](#), a resolution honoring Iowa's Olympic athletes, with report of committee recommending passage, was taken up for consideration.

Senator Angelo moved the adoption of [Senate Resolution 125](#), which motion prevailed by a voice vote.

### SPECIAL GUESTS

Senator Angelo introduced to the chamber the following Iowa athletes who will be representing our state in the upcoming 2008 Olympic trials: Haley Dunn, competing in skeet shooting; Sara McMann, competing in wrestling; Tolly Thompson, competing in wrestling; Joe Williams, competing in wrestling; and Joey Woody, competing in track and field.

The Senate rose and expressed its welcome.

### HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 1, 2008, **amended and passed** the following bills in which the concurrence of the Senate is asked:

[Senate File 473](#), a bill for an act allowing a competent adult to execute a written instrument directing the final disposition of that person's remains, including coordinating provisions, and providing applicability dates. ([S-5245](#))

[Senate File 505](#), a bill for an act relating to civil liability for damages relating to the use of an automated external defibrillator in sudden cardiac arrest emergencies. ([S-5248](#))

[Senate File 2089](#), a bill for an act relating to applications for absentee ballots. ([S-5244](#))

[Senate File 2108](#), a bill for an act relating to the designation of a Gift to Iowa's Future Recognition Day. ([S-5247](#))

[Senate File 2214](#), a bill for an act relating to modification of a child custody order during the time a parent is serving active duty. ([S-5246](#))

[Senate File 2289](#), a bill for an act concerning state educational assistance to children of deceased veterans and the war orphans educational assistance fund, and including an effective date and retroactive applicability provision. ([S-5249](#))

ALSO: That the House has on April 1, 2008, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 2198](#), a bill for an act relating to the appointment of the membership of the Brushy creek recreation area trails advisory board.

[Senate File 2230](#), a bill for an act authorizing the issuance of special nonresident turkey and deer hunting licenses to certain persons who have severe physical disabilities or a terminal illness.

[Senate File 2248](#), a bill for an act modifying provisions relating to the application for a certificate of franchise authority applicable to the provision of cable or video services by an existing provider.

#### RECESS

On motion of Senator Gronstal, the Senate recessed at 3:40 p.m. until the completion of a meeting of the committee on Rules and Administration.

#### RECONVENED

The Senate reconvened at 3:45 p.m., President Kibbie presiding.

#### LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Courtney, for the day, on request of Senator Fraise; and Senator Angelo, until he returns, on request of Senator Wieck.

CONSIDERATION OF BILLS  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2603, 2555, and 2526.

**House File 2603**

On motion of Senator Wood, **House File 2603**, a bill for an act authorizing certain advanced registered nurse practitioners and psychiatrists to file certain periodic court reports on chronic substance abusers and persons with mental illness who do not require full-time placement in a treatment facility, with report of committee recommending passage, was taken up for consideration.

Senator Wood moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (**H.F. 2603**), the vote was:

Yeas, 48:

Appel	Gaskill	Kibbie	Rielly
Beall	Gronstal	Kreiman	Schmitz
Behn	Hahn	Lundby	Schoenjahn
Black	Hancock	McCoy	Seng
Boettger	Hartsuch	McKibben	Seymour
Bolkcom	Hatch	McKinley	Stewart
Connolly	Heckroth	Mulder	Ward
Danielson	Hogg	Noble	Warnstadt
Dearden	Horn	Olive	Wieck
Dotzler	Houser	Putney	Wood
Dvorsky	Johnson	Quirnbach	Zaun
Fraise	Kettering	Ragan	Zieman

Nays, none.

Absent, 2:

Angelo                      Courtney

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

### House File 2555

On motion of Senator Heckroth, [House File 2555](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including uniform securities; duties of the insurance division including a consumer advocate and rate reviews; confidential information; examinations; insurance trade practices; insurance fraud; the Iowa life and health insurance guaranty association; viatical settlement contracts; general agents and third-party administrators; life insurance companies; health maintenance organizations; utilization and cost control; external review of health care coverage decisions; the Iowa comprehensive health insurance association; workers' compensation liability insurance; consolidation, merger, and reinsurance; licensing of insurance producers; cemetery and funeral merchandise and funeral services; and cemeteries, making appropriations, and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Senator Warnstadt offered amendment [S-5250](#), filed by Senators Warnstadt and Olive from the floor to pages 3 and 18 and to the title page of the bill, and moved its adoption.

Amendment [S-5250](#) was adopted by a voice vote.

With the adoption of [S-5250](#), the Chair ruled amendment [S-5237](#), filed by Senator Olive on March 27, 2008, to page 4 of the bill, and amendment [S-5238](#), filed by Senator Olive on March 27, 2008, to page 18 and to the title page of the bill, out of order.

Senator Heckroth moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2555](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	Kreiman	Schoenjahn
Appel	Gronstal	Lundby	Seng
Beall	Hahn	McCoy	Seymour
Behn	Hancock	McKibben	Stewart
Black	Hartsuch	McKinley	Ward
Boettger	Hatch	Mulder	Warnstadt

Bolkcom	Heckroth	Noble	Wieck
Connolly	Hogg	Olive	Wood
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hatch, until he returns, on request of Senator Bolkcom.

#### [House File 2526](#)

On motion of Senator Connolly, [House File 2526](#), a bill for an act relating to the disposition of school property, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Schoenjahn offered amendment [S-5235](#), filed by the committee on Education on March 27, 2008, to pages 1–3 of the bill, and moved its adoption.

Amendment [S-5235](#) was adopted by a voice vote.

Senator Connolly moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 2526](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kibbie	Rielly
Appel	Gaskill	Kreiman	Schmitz

Beall	Gronstal	Lundby	Schoenjahn
Behn	Hahn	McCoy	Seng
Black	Hancock	McKibben	Seymour
Boettger	Hartsuch	McKinley	Stewart
Bolkcom	Heckroth	Mulder	Ward
Connolly	Hogg	Noble	Warnstadt
Danielson	Horn	Olive	Wieck
Dearden	Houser	Putney	Wood
Dotzler	Johnson	Quirnbach	Zaun
Dvorsky	Kettering	Ragan	Zieman

Nays, none.

Absent, 2:

Courtney            Hatch

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

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 2526, 2555, and 2603** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2402, 2401, 2399, and 2157.

#### [Senate File 2402](#)

On motion of Senator McCoy, [Senate File 2402](#), a bill for an act relating to the technical administration of the tax and related laws by the department of revenue, including administration of income, sales and use, property, motor fuel, and tobacco taxes, placed on the Unfinished Business Calendar on March 27, 2008, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2402](#)), the vote was:

Yeas, 48:

Angelo	Fraise	Kibbie	Rielly
Appel	Gaskill	Kreiman	Schmitz
Beall	Gronstal	Lundby	Schoenjahn
Behn	Hahn	McCoy	Seng
Black	Hancock	McKibben	Seymour
Boettger	Hartsuch	McKinley	Stewart
Bolkcom	Heckroth	Mulder	Ward
Connolly	Hogg	Noble	Warnstadt
Danielson	Horn	Olive	Wieck
Dearden	Houser	Putney	Wood
Dotzler	Johnson	Quirnbach	Zaun
Dvorsky	Kettering	Ragan	Zieman

Nays, none.

Absent, 2:

Courtney            Hatch

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

### [Senate File 2401](#)

On motion of Senator Stewart, [Senate File 2401](#), a bill for an act relating to the carryforward of unused investment tax credits under the high quality job creation and enterprise zone programs and including effective and applicability date provisions, placed on the Unfinished Business Calendar on March 27, 2008, was taken up for consideration.

Senator Stewart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2401](#)), the vote was:

Yeas, 30:

Appel	Dvorsky	Kibbie	Schoenjahn
Beall	Fraise	Kreiman	Seng
Black	Gronstal	McCoy	Seymour
Bolkcom	Hancock	Olive	Stewart

Connolly	Heckroth	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wood
Dearden	Horn	Rielly	
Dotzler	Houser	Schmitz	

Nays, 18:

Angelo	Hartsuch	McKinley	Wieck
Behn	Johnson	Mulder	Zaun
Boettger	Kettering	Noble	Zieman
Gaskill	Lundby	Putney	
Hahn	McKibben	Ward	

Absent, 2:

Courtney	Hatch
----------	-------

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

### [Senate File 2399](#)

On motion of Senator Olive, [Senate File 2399](#), a bill for an act relating to the eligibility requirements for the barn preservation property tax exemption, placed on the Unfinished Business Calendar on March 27, 2008, was taken up for consideration.

Senator Olive moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2399](#)), the vote was:

Yeas, 45:

Angelo	Fraise	Kreiman	Seng
Appel	Gronstal	Lundby	Seymour
Beall	Hahn	McCoy	Stewart
Behn	Hancock	McKibben	Ward
Black	Hartsuch	McKinley	Warnstadt
Boettger	Heckroth	Mulder	Wieck
Bolkcom	Hogg	Olive	Wood
Connolly	Horn	Quirnbach	Zaun
Danielson	Houser	Ragan	Zieman
Dearden	Johnson	Rielly	
Dotzler	Kettering	Schmitz	
Dvorsky	Kibbie	Schoenjahn	

Nays, none.

Present, 3:

Gaskill                Noble                Putney

Absent, 2:

Courtney             Hatch

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

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Angelo, until he returns, on request of Senator Wieck.

#### HOUSE AMENDMENT CONSIDERED

#### [Senate File 2157](#)

Senator Seng called up for consideration [Senate File 2157](#), a bill for an act relating to amusement ride safety inspections conducted by special inspectors authorized by the division of labor services in the department of workforce development, amended by the House in House amendment [S-5216](#), filed March 25, 2008.

Senator Seng moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Seng moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2157](#)), the vote was:

Yeas, 39:

Appel	Fraise	Kibbie	Rielly
Beall	Gaskill	Kreiman	Schmitz
Black	Gronstal	Lundby	Schoenjahn
Boettger	Hahn	McCoy	Seng
Bolkcom	Hancock	McKibben	Seymour
Connolly	Heckroth	Noble	Stewart
Danielson	Hogg	Olive	Ward
Dearden	Horn	Putney	Warnstadt
Dotzler	Houser	Quirnbach	Wood
Dvorsky	Johnson	Ragan	

Nays, 8:

Behn	Kettering	Mulder	Zaun
Hartsuch	McKinley	Wieck	Zieman

Absent, 3:

Angelo	Courtney	Hatch
--------	----------	-------

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

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2157, 2399, 2401, and 2402** be **immediately messaged** to the House.

#### FINAL COMMITTEE REPORT OF BILL ACTION

##### RULES AND ADMINISTRATION

**Bill Title:** [SENATE RESOLUTION 128](#), a resolution requesting the Iowa utilities board and Iowa's energy utilities to voluntarily extend the moratorium on utility disconnection through April 14, 2008.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 10: Gronstal, Kibbie, Wieck, Angelo, Danielson, Dearden, Dvorsky, Lundby, Ragan, and Zieman. Nays, none. Absent, 1: Courtney.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 128](#).

[Senate Resolution 128](#)

On motion of Senator Horn, [Senate Resolution 128](#), a resolution requesting the Iowa utilities board and Iowa's energy utilities to voluntarily extend the moratorium on utility disconnection through April 14, 2008, with report of committee recommending passage, was taken up for consideration.

Senator Horn moved the adoption of [Senate Resolution 128](#), which motion prevailed by a voice vote.

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2606](#).

[House File 2606](#)

On motion of Senator Fraise, [House File 2606](#), a bill for an act relating to the regulation of transactions involving grain, by providing for the regulation of grain dealers and warehouse operators, and providing for the administration of the grain indemnity fund, with report of committee recommending passage, was taken up for consideration.

Senator Fraise moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2606](#)), the vote was:

Yeas, 48:

Appel	Gaskill	Kibbie	Rielly
Beall	Gronstal	Kreiman	Schmitz
Behn	Hahn	Lundby	Schoenjahn

Black	Hancock	McCoy	Seng
Boettger	Hartsuch	McKibben	Seymour
Bolkcom	Hatch	McKinley	Stewart
Connolly	Heckroth	Mulder	Ward
Danielson	Hogg	Noble	Warnstadt
Dearden	Horn	Olive	Wieck
Dotzler	Houser	Putney	Wood
Dvorsky	Johnson	Quirnbach	Zaun
Fraise	Kettering	Ragan	Zieman

Nays, none.

Absent, 2:

Angelo                      Courtney

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

#### CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Thomas Engemann – Accountancy Examining Board

Stephan Pearson – Commission on the Status of African-Americans

Kathleen Delate – Agricultural Development Authority

Thomas Clause – Architectural Examining Board

Sue Jarboe – Architectural Examining Board

Claudia Niles – City Development Board

Kathy Beauchamp – Commission on Community Action Agencies

Kimberly Setzer – Board of Cosmetology Arts and Sciences

Tahira Hira – Credit Union Review Board

Tammy Westoff Gentry – Commission on the Deaf

Joan Jaimes – State Board of Education

Linda Larkin – Commission of Elder Affairs

John Ortega – Healthy and Well Kids in Iowa (HAWK-I) Board

Richard Neri – IowAccess Advisory Council

Laura Hawks – Landscape Architectural Examining Board

Carolyn Magnani – Landscape Architectural Examining Board

Regina Clemens – Iowa Law Enforcement Academy Council

Janice Galli – Board of Medicine

Susan Koch-Seehase – Mental Health, Mental Retardation,  
Developmental Disabilities, and Brain Injury Commission

John Grush – Mental Health Risk Pool Board

Armando Rosales – Board of Physical and Occupational Therapy

Amy Thorne – Real Estate Appraiser Examining Board

Don Hansen – School Budget Review Committee

Atul Gupta – Technology Governance Board

Robert Hardman – Iowa Telecommunications and Technology  
Commission

Nora Kurtovic – Commission on Tobacco Use Prevention and Control

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 48:

Appel	Gaskill	Kibbie	Rielly
Beall	Gronstal	Kreiman	Schmitz
Behn	Hahn	Lundby	Schoenjahn
Black	Hancock	McCoy	Seng
Boettger	Hartsuch	McKibben	Seymour

Bolkcom	Hatch	McKinley	Stewart
Connolly	Heckroth	Mulder	Ward
Danielson	Hogg	Noble	Warnstadt
Dearden	Horn	Olive	Wieck
Dotzler	Houser	Putney	Wood
Dvorsky	Johnson	Quirnbach	Zaun
Fraise	Kettering	Ragan	Zieman

Nays, none.

Absent, 2:

Angelo                      Courtney

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 2606](#) be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2385, 2310, and 2119.

#### [House File 2385](#)

On motion of Senator Beall, [House File 2385](#), a bill for an act relating to allowable investments by the treasurer of state and other authorized state agencies, with report of committee recommending passage, was taken up for consideration.

Senator Danielson asked and received unanimous consent that action on [House File 2385](#) be **deferred**.

#### [House File 2310](#)

On motion of Senator Kreiman, [House File 2310](#), a bill for an act requiring the departments of public health and human services to collect data and develop a protocol to address the relationship between substance misuse, abuse, or dependency by a child's parent,

guardian, custodian, or other person responsible for the child's care and child abuse, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Kreiman offered amendment [S-5223](#), filed by the committee on Human Resources on March 26, 2008, to page 1 of the bill, and moved its adoption.

Amendment [S-5223](#) was adopted by a voice vote.

Senator McKinley offered amendment [S-5251](#), filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question shall amendment [S-5251](#) be adopted?" ([H.F. 2310](#)), the vote was:

Yeas, 21:

Behn	Houser	Mulder	Wieck
Boettger	Johnson	Noble	Zaun
Gaskill	Kettering	Olive	Zieman
Hahn	Lundby	Putney	
Hancock	McKibben	Seymour	
Hartsuch	McKinley	Ward	

Nays, 27:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Stewart
Connolly	Hatch	Quirnbach	Warnstadt
Danielson	Heckroth	Ragan	Wood
Dearden	Hogg	Rielly	

Absent, 2:

Angelo	Courtney
--------	----------

Amendment [S-5251](#) lost.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McKibben, for the remainder of the day, on request of Senator Wieck.

## BUSINESS PENDING

[House File 2310](#)

The Senate resumed consideration of [House File 2310](#).

Senator Kreiman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2310](#)), the vote was:

Yeas, 47:

Appel	Gaskill	Kibbie	Schmitz
Beall	Gronstal	Kreiman	Schoenjahn
Behn	Hahn	Lundby	Seng
Black	Hancock	McCoy	Seymour
Boettger	Hartsuch	McKinley	Stewart
Bolkcom	Hatch	Mulder	Ward
Connolly	Heckroth	Noble	Warnstadt
Danielson	Hogg	Olive	Wieck
Dearden	Horn	Putney	Wood
Dotzler	Houser	Quirnbach	Zaun
Dvorsky	Johnson	Ragan	Zieman
Fraise	Kettering	Rielly	

Nays, none.

Absent, 3:

Angelo	Courtney	McKibben
--------	----------	----------

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

[House File 2119](#)

On motion of Senator Fraise, [House File 2119](#), a bill for an act relating to taking the fingerprints of a child by a governmental unit, with report of committee recommending passage, was taken up for consideration.

Senator Fraise moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2119](#)), the vote was:

Yeas, 47:

Appel	Gaskill	Kibbie	Schmitz
Beall	Gronstal	Kreiman	Schoenjahn
Behn	Hahn	Lundby	Seng
Black	Hancock	McCoy	Seymour
Boettger	Hartsuch	McKinley	Stewart
Bolkcom	Hatch	Mulder	Ward
Connolly	Heckroth	Noble	Warnstadt
Danielson	Hogg	Olive	Wieck
Dearden	Horn	Putney	Wood
Dotzler	Houser	Quirnbach	Zaun
Dvorsky	Johnson	Ragan	Zieman
Fraise	Kettering	Rielly	

Nays, none.

Absent, 3:

Angelo	Courtney	McKibben
--------	----------	----------

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

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 2119** and **2310** be **immediately messaged** to the House.

#### ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:15 p.m. until 8:45 a.m., Wednesday, April 2, 2008.

## APPENDIX—2

### PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Seniors from Ruthven-Ayrshire High School, Ruthven, accompanied by Jon Josephson. They visited here as eighth graders, and return now as seniors. Senator Kibbie.

### CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Myron and Marilyn Heitman—For celebrating their 50th wedding anniversary. Senator Rielly (4/1/08).

Phil Swift—For serving as a combat engineer with the 833rd Combat Engineer Company in Iraq. Senator Rielly (4/1/08).

Arland Wyant, North English—For celebrating his 90th birthday. Senator Rielly (4/1/08).

### REPORTS OF COMMITTEE MEETINGS

#### APPROPRIATIONS

**Convened:** April 1, 2008, 1:10 p.m.

**Members Present:** Dvorsky, Chair; McCoy, Vice Chair; Kettering, Ranking Member; Angelo, Behn, Black, Boettger, Bolcom, Connolly, Danielson, Dotzler, Fraise, Gaskill, Hahn, Hancock, Hatch, Hogg, Johnson, Putney, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood.

**Members Absent:** None.

**Committee Business:** Passed [SF 2378](#), as amended.

**Recessed:** 1:15 p.m.

**Reconvened:** 1:55 p.m.

**Adjourned:** 2:40 p.m.

**RULES AND ADMINISTRATION**

**Convened:** April 1, 2008, 3:40 p.m.

**Members Present:** Gronstal, Chair; Kibbie, Vice Chair; Wieck, Ranking Member; Angelo, Danielson, Dearden, Dvorsky, Lundby, Ragan, and Zieman.

**Members Absent:** Courtney (excused).

**Committee Business:** Approved SRs 126, 127, and 128.

**Adjourned:** 3:45 p.m.

**WAYS AND MEANS**

**Convened:** April 1, 2008, 2:45 p.m.

**Members Present:** Bolkcom, Chair; McCoy, Vice Chair; McKibben, Ranking Member; Appel, Connolly, Dotzler, Hogg, Noble, Putney, Quirnbach, Schmitz, Seng, Stewart, Ward, and Zieman.

**Members Absent:** Angelo and Houser (both excused).

**Committee Business:** Passed [SF 2315](#) and approved SSBs 3126, 3275, and 3292.

**Adjourned:** 3:30 p.m.

**FINAL COMMITTEE REPORTS OF BILL ACTION****RULES AND ADMINISTRATION**

**Bill Title:** [SENATE RESOLUTION 126](#), by Zaun, a resolution honoring the Dowling Catholic High School cross country team.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 10: Gronstal, Kibbie, Wieck, Angelo, Danielson, Dearden, Dvorsky, Lundby, Ragan, and Zieman. Nays, none. Absent, 1: Courtney.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**ALSO:**

**Bill Title:** [SENATE RESOLUTION 127](#), by Quirnbach, a resolution congratulating Iowa State University of Science and Technology for 150 years of leadership and service to the State of Iowa, the United States, and the world as Iowa's land-grant university.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 10: Gronstal, Kibbie, Wieck, Angelo, Danielson, Dearden, Dvorsky, Lundby, Ragan, and Zieman. Nays, none. Absent, 1: Courtney.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

### GOVERNOR'S APPOINTEES PLACED ON EN BLOC CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Calendar with recommendations for confirmation:

#### JUDICIARY

Ralph Rosenberg – Director of the Iowa State Civil Rights Commission

Jeffrey Hughes – Iowa Drug Policy Advisory Council  
Christina Wilson – Iowa Drug Policy Advisory Council

Margaret Redenbaugh – State Judicial Nominating Commission

Richard Bordwell – Board of Parole

#### AMENDMENTS FILED

<a href="#">S-5243</a>	<a href="#">H.F. 2283</a>	John P. Kibbie
<a href="#">S-5244</a>	<a href="#">S.F. 2089</a>	House
<a href="#">S-5245</a>	<a href="#">S.F. 473</a>	House
<a href="#">S-5246</a>	<a href="#">S.F. 2214</a>	House
<a href="#">S-5247</a>	<a href="#">S.F. 2108</a>	House
<a href="#">S-5248</a>	<a href="#">S.F. 505</a>	House
<a href="#">S-5249</a>	<a href="#">S.F. 2289</a>	House
<a href="#">S-5250</a>	<a href="#">H.F. 2555</a>	Steve Warnstadt Rich Olive
<a href="#">S-5251</a>	<a href="#">H.F. 2310</a>	Paul McKinley
<a href="#">S-5252</a>	<a href="#">H.F. 2164</a>	Brad Zaun
<a href="#">S-5253</a>	<a href="#">H.F. 2164</a>	David L. Hartsuch
<a href="#">S-5254</a>	<a href="#">H.F. 2164</a>	Paul McKinley
<a href="#">S-5255</a>	<a href="#">H.F. 2556</a>	Joe Bolcom