

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, APRIL 12, 2007

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JOURNAL OF THE SENATE

NINETY-FIFTH CALENDAR DAY
FIFTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 12, 2007

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

Prayer was offered by the Memorial Choir, who sang “Let There Be Peace on Earth.” The Memorial Choir performed at the Memorial Service held on Wednesday evening, April 11, 2007.

The Journal of Wednesday, April 11, 2007, was approved.

The Senate stood at ease at 9:00 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:49 a.m., President Kibbie presiding.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 499 and 587.

[House File 499](#)

On motion of Senator McCoy, [House File 499](#), a bill for an act relating to various matters under the purview of the insurance division of the department of commerce including workers’ compensation self-insurance, premium taxes, the uniform securities Act, powers and duties of the insurance division, regulation of insurance sales to military personnel, domestic insurance companies, life insurance companies, nonprofit health service corporations, external review of health care coverage decisions, investment

limitations on insurers other than life insurers, property and casualty insurers' reserves, motor vehicle service contracts, county and state mutual associations, reciprocal or interinsurance contracts, licensing of insurance producers and public adjusters, and life and fire insurance company boards of directors, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Warnstadt offered amendment [S-3282](#), filed by the committee on Commerce on April 4, 2007, to page 15 and to the title page of the bill, and moved its adoption.

Amendment [S-3282](#) was adopted by a voice vote.

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?" ([H.F. 499](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

House File 587

On motion of Senator Heckroth, [House File 587](#), a bill for an act relating to advisory boards created pursuant to emergency services agreements and providing an effective date, with report of committee recommending passage, was taken up for consideration.

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. 587](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

UNFINISHED BUSINESS
(Deferred April 11, 2007)

House File 844

The Senate resumed consideration of [House File 844](#), a bill for an act relating to inspection of absentee ballot affidavit envelopes by the county commissioner of elections, and amendment [S-3323](#), deferred April 11, 2007.

Senator Ziemann offered amendment [S-3329](#), filed by him from the floor to pages 1–3 of amendment [S-3323](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3329](#) be adopted?” ([H.F. 844](#)), the vote was:

Yeas, 20:

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

Nays, 30:

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

Absent, none.

Amendment [S-3329](#) lost.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kibbie, until he returns, on request of Senator Gronstal.

President Pro Tempore Danielson took the chair at 10:15 a.m.

BUSINESS PENDING

[House File 844](#)

The Senate resumed consideration of [House File 844](#), and amendment [S-3323](#).

Senator Ziemann offered amendment [S-3328](#), filed by him from the floor to page 1 of amendment [S-3323](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3328](#) be adopted?” ([H.F. 844](#)), the vote was:

Yeas, 21:

Angelo	Houser	Mulder	Wood
Behn	Johnson	Noble	Zaun
Boettger	Kettering	Putney	Ziemann
Gaskill	Lundby	Seymour	
Hahn	McKibben	Ward	
Hartsuch	McKinley	Wieck	

Nays, 28:

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

Absent, 1:

Kibbie

Amendment [S-3328](#) lost.

Senator Connolly moved the adoption of amendment [S-3323](#).

Amendment [S-3323](#) was adopted by a voice vote.

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. 844](#)), the vote was:

Yeas, 29:

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

Nays, 20:

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

Absent, 1:

Kibbie

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 499, 587, and 844** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:20 a.m. until 2:00 p.m.

APPENDIX—1

CERTIFICATES OF RECOGNITION

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

Sally Claussen, Harlan—For being named 2006 Educator of the Year, Shelby County. Senator Boettger (4/12/07).

Michael H. Cruse, Estherville—For being the 3rd generation in achieving the rank of Eagle Scout, Boy Scout Troop 268. Senator Kibbie (4/12/07).

Nielsine “Nellie” (Hansen) Gahrke, Little Sioux—For celebrating her 100th birthday. Senator Seymour (4/12/07).

Merril McElwain, Woodbine—For celebrating his 80th birthday. Senator Seymour (4/12/07).

Pfannebecker Funeral Home, Denison—For celebrating its 100th anniversary. Senator Seymour (4/12/07).

INTRODUCTION OF RESOLUTION

[Senate Resolution 37](#), by Danielson, a resolution to recognize the sesquicentennial of the city of Hudson.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

[Senate File 585](#), by committee on Ways and Means, a bill for an act relating to registration of construction contractors.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

[Senate File 586](#), by committee on Ways and Means, a bill for an act creating a special gold star motor vehicle registration plate and providing fees.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

[Senate File 587](#), by committee on Ways and Means, a bill for an act providing for individual and corporate income tax credits for the

charitable conveyance of real property for conservation purposes and including a retroactive applicability date provision.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: [SENATE FILE 585](#) (formerly [SF 273](#)), a bill for an act relating to registration of construction contractors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bolkcom, McCoy, Appel, Connolly, Dotzler, Hogg, Quirnbach, Schmitz, Seng, and Stewart. Nays, 7: McKibben, Angelo, Houser, Noble, Putney, Ward, and Wieck. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 586 \(SSB 1352\)](#), a bill for an act creating a special gold star motor vehicle registration plate and providing fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 17: Bolkcom, McCoy, McKibben, Angelo, Appel, Connolly, Dotzler, Hogg, Houser, Noble, Putney, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 587 \(SSB 1349\)](#), a bill for an act providing for individual and corporate income tax credits for the charitable conveyance of real property for conservation purposes and including a retroactive applicability date provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 17: Bolkcom, McCoy, McKibben, Angelo, Appel, Connolly, Dotzler, Hogg, Houser, Noble, Putney, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 587](#), and they were attached to the committee report.

AFTERNOON SESSION

The Senate reconvened at 2:20 p.m., President Kibbie presiding.

The Senate stood at ease at 2:21 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:50 p.m., President Kibbie presiding.

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 12, 2007, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 381](#), a bill for an act relating to judicial branch procedures, including appointments of court of appeals judges, district judges, district associate judges, associate juvenile judges, associate probate judges, magistrates, and patient advocates, and compensation to judges and other court personnel serving as fiduciaries.

ALSO: That the House has on April 12, 2007, **concurred in the Senate amendment and passed** the following bill in which the concurrence of the House was asked:

[House File 566](#), a bill for an act relating to the definition of a free clinic for the purposes of the volunteer health care provider program.

ALSO: That the House has on April 12, 2007, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 830](#), a bill for an act relating to the construction bidding procedures Act by modifying procedures and requirements for letting public improvement contracts, and making corrections.

Read first time and **attached to similar** [Senate File 513](#).

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Jack Evans, as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 28, 2007, and found on page 965 of the Senate Journal.

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

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Craig Lang, as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on April 2, 2007, and found on page 1023 of the Senate Journal.

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

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

Yeas, 50:

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

Nays, none.

Absent, none.

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

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of David Miles, as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 28, 2007, and found on page 965 of the Senate Journal.

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

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

Yeas, 50:

Angelo	Fraise	Kibbie	Schmitz
Appel	Gaskill	Kreiman	Schoenjahn
Beall	Gronstal	Lundby	Seng
Behn	Hahn	McCoy	Seymour
Black	Hancock	McKibben	Stewart
Boettger	Hartsuch	McKinley	Ward
Bolkcom	Hatch	Mulder	Warnstadt
Connolly	Heckroth	Noble	Wieck

Courtney	Hogg	Olive	Wood
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	

Nays, none.

Absent, none.

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

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Ron Mark, as a member of the Grape and Wine Development Commission, placed on the Individual Confirmation Calendar on April 5, 2007, and found on page 1107 of the Senate Journal.

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

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 38:

Angelo	Dotzler	Kibbie	Schmitz
Appel	Dvorsky	Kreiman	Schoenjahn
Beall	Fraise	McCoy	Seng
Behn	Gronstal	McKibben	Stewart
Black	Hancock	McKinley	Ward
Bolkcom	Hartsuch	Noble	Warnstadt
Connolly	Hatch	Olive	Wood
Courtney	Heckroth	Quirnbach	Zaun
Danielson	Hogg	Ragan	
Dearden	Horn	Rielly	

Nays, 12:

Boettger	Houser	Lundby	Seymour
Gaskill	Johnson	Mulder	Wieck
Hahn	Kettering	Putney	Zieman

Absent, none.

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

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Steven Mulcahy, as a member of the Commission of Veterans Affairs, placed on the Individual Confirmation Calendar on April 9, 2007, and found on page 1131 of the Senate Journal.

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

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

MOTION TO RECONSIDER ADOPTED

Senator Gronstal called up the motion to reconsider the vote by which the confirmation of Eugene Meyer failed to be approved by the Senate, filed by him on April 10, 2007, and found on page 1157 of the Senate Journal, and moved its adoption.

The motion prevailed by a voice vote.

UNFINISHED BUSINESS
(Individual Confirmation Calendar)

The Senate resumed consideration of the appointment of Eugene Meyer as Commissioner of Public Safety.

Senator Gronstal asked and received unanimous consent that the action on the appointment of Eugene Meyer be **deferred**.

MOTION TO RECONSIDER WITHDRAWN

Senator Angelo withdrew the motion to reconsider the vote by which the confirmation of Bonnie Campbell was approved by the Senate, filed by him on April 11, 2007, found on page 1181 of the Senate Journal.

RECESS

On motion of Senator Gronstal, the Senate recessed at 3:12 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 3:16 p.m., President Pro Tempore Danielson presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 546](#).

[House File 546](#)

On motion of Senator Kibbie, [House File 546](#), a bill for an act relating to membership on election boards, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Connolly offered amendment [S-3284](#), filed by the committee on State Government on April 4, 2007, to pages 1 and 2 of the bill, and moved its adoption.

Amendment [S-3284](#) was adopted by a voice vote.

Senator Kibbie 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. 546](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 33](#).

[Senate Resolution 33](#)

On motion of Senator Mulder, [Senate Resolution 33](#), a resolution honoring the Pioneer United Methodist Church of Rock Valley, Iowa,

on the occasion of its quasiquicentennial year, was taken up for consideration.

Senator Mulder moved the adoption of [Senate Resolution 33](#), which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 546](#) be **immediately messaged** to the House.

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that the following bills on the Senate Calendar, no longer eligible under Joint Rule 20, be placed on the Unfinished Business Calendar:

S.F. 577	H.F. 718	H.F. 817
H.F. 547	H.F. 749	H.F. 829
H.F. 556	H.F. 773	H.F. 841
H.F. 648	H.F. 783	H.F. 851
H.F. 671	H.F. 808	H.F. 864

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that the following bills on the Senate Calendar, no longer eligible under Joint Rule 20, be referred to the following committees:

S.F. 69	Judiciary
(and attached H.F. 491)	
S.F. 91	Transportation
S.F. 247	Natural Resources and Environment
S.F. 275	Labor and Business Relations
S.F. 276	Labor and Business Relations
S.F. 338	Human Resources
S.F. 382	Human Resources
S.F. 383	Education
S.F. 408	State Government
S.F. 418	Transportation
S.F. 419	State Government
S.F. 420	Labor and Business Relations

S.F.	424	Labor and Business Relations
S.F.	428	Natural Resources and Environment
S.F.	434	Judiciary
S.F.	436	Judiciary
S.F.	449	State Government
S.F.	456	Judiciary
S.F.	458	Judiciary
S.F.	459	Human Resources
S.F.	461	Veterans Affairs
S.F.	468	Education
S.F.	471	Human Resources
S.F.	474	Natural Resources and Environment
S.F.	475	Agriculture
S.F.	476	Agriculture
S.F.	478	Human Resources
S.F.	492	Judiciary
S.F.	497	Economic Growth
S.F.	501	Judiciary
S.F.	507	Judiciary
S.F.	520	Judiciary
S.F.	522	Judiciary
S.F.	523	Judiciary
S.F.	524	Judiciary
S.F.	526	Judiciary
S.F.	531	Judiciary
S.F.	532	Judiciary
S.F.	552	Judiciary
H.F.	580	State Government
H.F.	827	Economic Growth

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 432 and 309.

[House File 432](#)

On motion of Senator Fraise, **[House File 432](#)**, a bill for an act relating to abuse of a human corpse and providing penalties, 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. 432](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

[House File 309](#)

On motion of Senator Wood, [House File 309](#), a bill for an act requiring development of a uniform cost report for certain services reimbursed through the department of human services and counties, 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. 309](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 309** and **432** be **immediately messaged** to the House.

INTRODUCTION OF RESOLUTION

[Senate Resolution 38](#), by committee on Rules and Administration, a Senate Resolution deferring action on the confirmation of appointments submitted by the Governor.

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

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 38](#), a resolution deferring action on the confirmation of appointments submitted by the Governor.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Kibbie, Lundby, Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck. Nays, none. Absent, none.

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 38](#).

[Senate Resolution 38](#)

On motion of Senator Gronstal, [Senate Resolution 38](#), a resolution deferring action on the confirmation of appointments submitted by the Governor, was taken up for consideration.

Senator Gronstal moved the adoption of [Senate Resolution 38](#), which motion prevailed by a voice vote.

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 12, 2007, **amended and passed** the following bill in which the concurrence of the House was asked:

[Senate File 406](#), a bill for an act relating to dogs, including the right to kill a tagged dog and the liability of a dog's owner for damages caused by the dog. ([S-3333](#))

ALSO: That the House has on April 12, 2007, **amended the Senate amendment, concurred in the Senate amendment as amended, and passed** the following bill in which the concurrence of the House was asked:

House File 793, a bill for an act relating to administration of regional transportation by regional transit districts and of highways and regulation of motor vehicles by the state department of transportation, including provisions relating to the placement of advertising devices along primary highways, qualifications of property appraisers, state standards for land surveying, destruction of suspended or revoked driver's licenses, requirements for a temporary restricted driver's license, registration and titling of vehicles, legion of merit special registration plates, antique motor vehicle registration plates and fees, licensing of motor vehicle dealers, motor carrier registration and fuel tax liability, the maximum length limitation for single trucks, requirements for operation of certain self-propelled implements of husbandry on secondary roads, and disposition of regional transit district tax revenues collected by a county treasurer, and providing effective dates. ([S-3334](#))

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:45 p.m. until 1:00 p.m., Monday, April 16, 2007.

APPENDIX—2**CERTIFICATE OF RECOGNITION**

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

Tom Flynn, Epworth—For achieving the rank of Eagle Scout, Boy Scout Troop 70. Senator Hancock (4/12/07).

REPORTS OF COMMITTEE MEETINGS**APPROPRIATIONS**

Convened: Thursday, April 12, 2007, 1:20 p.m.

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

Members Absent: Black (excused).

Committee Business: Passed [HF 397](#) and approved [SSB 1332](#).

Recessed: 1:25 p.m.

Reconvened: 2:00 p.m.

Adjourned: 2:05 p.m.

RULES AND ADMINISTRATION

Convened: Thursday, April 12, 2007, 3:10 p.m.

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

Members Absent: None.

Committee Business: Approved SRs 36, 37, and 38.

Adjourned: 3:15 p.m.

STUDY BILL RECEIVED

SSB 1354 Ways and Means

Relating to the state earned income tax credit by increasing the amount of the tax credit and making the tax credit refundable and including effective and retroactive applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 892

WAYS AND MEANS: Dotzler, Chair; Bolkcom and Noble

SSB 1354

WAYS AND MEANS: Schmitz, Chair; Appel and Ward

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: **HOUSE FILE 397**, a bill for an act relating to the expenditures allowable from medical assistance income trusts.

Recommendation: DO PASS.

Final Vote: Ayes, 24: Dvorsky, McCoy, Angelo, Behn, Boettger, Bolkcom, Connolly, Danielson, Dotzler, Fraise, Gaskill, Hahn, Hancock, Hatch, Hogg, Johnson, Kettering, Putney, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood. Nays, none. Absent, 1: Black.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: **SENATE RESOLUTION 36**, a resolution honoring the activities and commitment of the Patriot Guard Riders.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Kibbie, Lundby, Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE RESOLUTION 37](#), a resolution to recognize the sesquicentennial of the city of Hudson.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Kibbie, Lundby, Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck. Nays, none. Absent, none.

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 12th day of April, 2007:

Senate Files 41, 42, 140, 161, 200, 351, 477, and 480.

MICHAEL E. MARSHALL
Secretary of the Senate

AMENDMENTS FILED

S-3325	H.F. 874	Jeff Danielson
S-3326	H.F. 608	Daryl Beall
S-3327	H.F. 808	Brad Zaun
		Dave Mulder
S-3328	H.F. 844	Mark Zieman
S-3329	H.F. 844	Mark Zieman
S-3330	S.F. 350	Staci Appel
S-3331	H.F. 608	Keith A. Kreiman
		Daryl Beall
		Eugene S. Fraise
S-3332	S.F. 277	John Putney
		Hubert Houser
S-3333	S.F. 406	House
S-3334	H.F. 793	House
S-3335	S.F. 575	Tom Hancock