

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, FEBRUARY 6, 2014

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JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 6, 2014

The Senate met in regular session at 9:01 a.m., President Jochum presiding.

Prayer was offered by Pastor Terry Hamilton-Poore of United Church of Christ in Ames, Iowa. She was the guest of Senator Quirnbach.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooke Beatty.

The Journal of Wednesday, February 5, 2014, was approved.

ADJOURNMENT

On motion of Senator Ragan, the Senate adjourned at 9:13 a.m. until 1:00 p.m., Monday, February 10, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

PREVENTION OF DISABILITIES POLICY COUNCIL

2013 Disability Policy Summit: Preventing Disabilities and Assuring Access to Care Report, pursuant to 2013 Iowa Acts, Chapter 138, section 27. Report received on February 6, 2014.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, February 6, 2014, 11:35 a.m.

Members Present: Seng, Chair; Zumbach, Ranking Member; Beall, Bowman, Brase, Greiner, Guth, Hart, Kapucian, and Sodders.

Members Absent: Taylor, Vice Chair; Black, and Houser (all excused).

Committee Business: Presentation.

Adjourned: 12:30 p.m.

APPROPRIATIONS

Convened: Thursday, February 6, 2014, 12:30 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Kapucian (excused).

Committee Business: Approved [SSB 3152](#).

Adjourned: 12:50 p.m.

COMMERCE

Convened: Thursday, February 6, 2014, 1:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Bertrand and Hatch (both excused).

Committee Business: Approved SSBs 3089, 3092, and 3120.

Adjourned: 1:20 p.m.

ECONOMIC GROWTH

Convened: Thursday, February 6, 2014, 3:05 p.m.

Members Present: Sodders, Chair; Bowman, Vice Chair; Chelgren, Danielson, Dotzler, Hart, Mathis, Schneider, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; Behn, Hatch, Houser, and Taylor (all excused).

Committee Business: Presentations.

Adjourned: 3:45 p.m.

GOVERNMENT OVERSIGHT

Convened: Thursday, February 6, 2014, 2:00 p.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 3:00 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 5, 2014, 3:35 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver.

Members Absent: Hatch (excused).

Committee Business: Consideration of SSBs 3006 and 3008.

Adjourned: 3:40 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, February 5, 2014, 2:35 p.m.

Members Present: Wilhelm, Chair; Brase, Vice Chair; Sinclair, Ranking Member; Dvorsky, Guth, Hart, Taylor, and Zaun.

Members Absent: Chelgren, Quirnbach, and Schoenjahn (all excused).

Committee Business: Governor's appointee.

Adjourned: 2:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 6, 2014, 11:30 a.m.

Members Present: Dearden, Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: Black, Vice Chair; and Hogg (both excused).

Committee Business: Presentations.

Adjourned: 12:30 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 5, 2014, 2:35 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Bowman, Courtney, Dearden, Feenstra, Horn, Petersen, and Schneider.

Members Absent: Chapman, McCoy, and Sodders (all excused).

Committee Business: Approved [SSB 3065](#); presentation.

Adjourned: 3:05 p.m.

TRANSPORTATION

Convened: Wednesday, February 5, 2014, 3:30 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Passed [SF 2058](#); presentation.

Adjourned: 4:10 p.m.

WAYS AND MEANS

Convened: Wednesday, February 5, 2014, 4:40 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Dotzler, Hogg, Jochum, Petersen, Schneider, and Smith.

Members Absent: Behn, Bertrand, Black, Chapman, McCoy, and Quirnbach (all excused).

Committee Business: Presentation.

Adjourned: 5:20 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, February 4, 2014, 10:30 a.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, February 6, 2014, 10:05 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Thursday, February 6, 2014, 10:00 a.m.

Members Present: McCoy, Chair; Kapucian, Ranking Member; and Bowman.

Members Absent: Beall, Vice Chair; and Anderson (both excused).

Committee Business: Presentation.

Adjourned: 11:50 a.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 105](#), by McCoy, a resolution requesting the legislative council to establish a legislative interim committee on indigent defense for the 2014 legislative interim.

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

INTRODUCTION OF BILLS

[Senate File 2119](#), by committee on State Government, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

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

[Senate File 2120](#), by committee on Human Resources, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

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

[Senate File 2121](#), by committee on Human Resources, a bill for an act making changes to the controlled substance schedules, and providing penalties.

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

[Senate File 2122](#), by Petersen, a bill for an act authorizing the payment of commissions in connection with motor vehicle rental collision damage waiver sales.

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

[Senate File 2123](#), by Zaun, Feenstra, Sinclair, Behn, Chelgren, Chapman, Rozenboom, Breitbach, Bertrand, Guth, Segebart, Ernst, and Anderson, a bill for an act relating to the Iowa core curriculum and core content standards for school districts and accredited nonpublic schools.

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

[Senate File 2124](#), by Quirnbach and Boettger, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

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

[Senate File 2125](#), by Chapman, Anderson, Sinclair, Johnson, Feenstra, Rozenboom, Greiner, Ernst, Kapucian, Breitbach, Chelgren, Boettger, and Behn, a bill for an act providing for a fiscal analysis of all proposed rules and a process for a review and prospective five-year recision of existing rules.

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

[Senate File 2126](#), by Zaun, Feenstra, Sinclair, Behn, Chelgren, Chapman, Rozenboom, Breitbach, Guth, Segebart, and Ernst, a bill for an act providing for the development of a mandatory defined contribution pension plan for certain public employees.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 2127](#), by McCoy, a bill for an act requiring radon testing and mitigation in public schools.

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

[Senate File 2128](#), by committee on Transportation, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

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

[Senate File 2129](#), by committee on Education, a bill for an act authorizing the establishment of a philanthropy account within an agency fund established by a school corporation.

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

[Senate File 2130](#), by committee on Appropriations, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

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

STUDY BILLS RECEIVED

[SSB 3154](#) Appropriations

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

[SSB 3155](#) Education

Relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive and authorizing state aid for the incentive.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 328](#)

STATE GOVERNMENT: Danielson, Chair; Anderson and McCoy

[Senate File 376](#)

COMMERCE: Mathis, Chair; Chapman and Wilhelm

[Senate File 2124](#)

EDUCATION: Quirnbach, Chair; Boettger and Hart

[SSB 3154](#)

APPROPRIATIONS: Dvorsky, Chair; and Chapman

[SSB 3155](#)

EDUCATION: Quirnbach, Chair; Boettger and Schoenjahn

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: [SENATE FILE 2130 \(SSB 3152\)](#), a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 20: Dvorsky, Danielson, Chapman, Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith. Nays, none. Absent, 1: Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *[SENATE FILE 2129](#) (formerly [SF 2006](#)), a bill for an act authorizing the establishment of a philanthropy account within an agency fund established by a school corporation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 6: Ernst, Behn, Boettger, Johnson, Sinclair, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on [Senate File 2129](#), and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: [SENATE FILE 2120](#) ([SSB 3006](#)), a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2121](#) ([SSB 3008](#)), a bill for an act making changes to the controlled substance schedules, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: [SENATE FILE 2119 \(SSB 3065\)](#), a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Courtney, Dearden, Feenstra, Horn, Petersen, and Schneider. Nays, none. Absent, 3: Chapman, McCoy, and Sadders.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: [SENATE FILE 2128](#) (formerly [SF 2058](#)), a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committee for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

VETERANS AFFAIRS

Col. Robert King – Executive Director of the Commission of Veterans Affairs

Brig. Gen. Jodi Tymeson – Commandant of the Iowa Veterans Home

EXPLANATION OF VOTE

MADAM PRESIDENT: I was necessarily absent from the Senate chamber on January 27, 2014, when the vote was taken on [Senate File 303](#). Had I been present, I would have voted "Aye".

RICK BERTRAND