

PROOF

STATE OF IOWA

Senate Journal

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JOURNAL OF THE SENATE

EIGHTEENTH CALENDAR DAY
TWELFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 25, 2007

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

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

The Journal of Wednesday, January 24, 2007, was approved.

INTRODUCTION OF RESOLUTION

[Senate Resolution 7](#), by Kibbie, Gronstal, and Lundby, a resolution to commemorate the twentieth anniversary of the World Food Prize.

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 3](#).

[Senate Resolution 3](#)

On motion of Senator Gronstal, [Senate Resolution 3](#), a resolution honoring the women's volleyball team from Iowa Western Community College on winning the Division I National Junior College Athletic Association volleyball tournament, with report of committee recommending passage, was taken up for consideration.

Senator Gronstal moved the adoption of [Senate Resolution 3](#), which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Gronstal introduced to the Senate chamber the Iowa Western Community College women's volleyball team and their coaches, Terry Gamble and Becky Verespej.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:03 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:07 a.m., President Pro Tempore Danielson presiding.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:08 a.m. until 1:00 p.m., Monday, January 29, 2007.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Zack Kimber, Waukon—For achieving the rank of Eagle Scout, Boy Scout Troop 64. Senator Zieman (1/25/07).

Florida Rockett, Waterloo—For celebrating her 90th birthday. Senator Dotzler (1/25/07).

PRESENTATION OF VISITORS

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

Students from the following Iowa community colleges: Iowa Central Community College, Clinton Community College, Southeastern Community College, Kirkwood Community College, and Muscatine Community College. Senators Beall, Stewart, Courtney, Dvorsky, Hogg, Horn, Lundby, and Hahn.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, January 25, 2007, 1:05 p.m.

Members Present: Warnstadt, Chair; Heckroth, Vice Chair; Bolkcom, Kettering, McKibben, Olive, Schoenjahn, and Stewart.

Members Absent: Wieck, Ranking Member; Angelo, Courtney, McCoy, Putney, Rielly, and Ward (all excused).

Committee Business: Approved Governor's appointment.

Adjourned: 1:10 p.m.

ECONOMIC GROWTH

Convened: Thursday, January 25, 2007, 2:05 p.m.

Members Present: Stewart, Chair; Olive, Vice Chair; Houser, Ranking Member; Beall, Danielson, Dotzler, Hahn, Mulder, Schmitz, Seymour, and Zaun.

Members Absent: Hatch and Rielly.

Committee Business: Presentation by community colleges about job training and workforce development programs.

Adjourned: 3:05 p.m.

GOVERNMENT OVERSIGHT

Convened: Thursday, January 25, 2007, 10:20 a.m.

Members Present: Courtney, Chair; Connolly, Vice Chair; Lundby and Schmitz.

Members Absent: Wieck, Ranking Member.

Committee Business: Presentations by DMACC and Attorney General's Office.

Adjourned: 11:35 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, January 25, 2007, 2:10 p.m.

Members Present: Black, Chair; Hancock, Vice Chair; Gaskill, Ranking Member; Behn, Bolkcom, Dearden, Hogg, Kettering, Lundby, Noble, Ragan, Schoenjahn, and Seng.

Members Absent: Johnson and Wood (both excused).

Committee Business: Approved Governor's appointments, subcommittee assignments, and presentation by the Iowa Natural Heritage Foundation.

Adjourned: 3:00 p.m.

RULES AND ADMINISTRATION

Convened: Thursday, January 25, 2007, 9:05 a.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 [SR 7](#).

Adjourned: 9:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Thursday, January 25, 2007, 10:20 a.m.

Members Present: Danielson, Chair; Appel, Vice Chair; Hahn, Ranking Member; Hartsuch and Stewart.

Members Absent: None.

Committee Business: Presentations by the Treasurer of State and the Office of Drug Control Policy.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, January 25, 2007, 10:30 a.m.

Members Present: Seng, Chair; Schoenjahn, Vice Chair; Gaskill, Ranking Member; Black and Houser.

Members Absent: None.

Committee Business: Presentation by the Department of Natural Resources.

Adjourned: 11:25 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, January 25, 2007, 10:20 a.m.

Members Present: Wood, Chair; Horn, Vice Chair; Quirmbach and Zieman.

Members Absent: Boettger, Ranking Member (excused).

Committee Business: Presentation by the College Student Aid Commission.

Adjourned: 11:45 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, January 25, 2007, 10:15 a.m.

Members Present: Hatch, Chair; Kreiman, Vice Chair; Ragan and Seymour.

Members Absent: Johnson, Ranking Member (excused).

Committee Business: Presentations on the comprehensive affordable health care for families and businesses bill.

Adjourned: 12:05 p.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Thursday, January 25, 2007, 10:25 a.m.

Members Present: Hancock, Chair; McKinley, Ranking Member; Hogg and Noble.

Members Absent: Fraise, Vice Chair (excused).

Committee Business: Presentations by State public defender and the director of the Civil Rights Commission.

Adjourned: 11:05 a.m.

INTRODUCTION OF BILLS

[Senate File 54](#), by Kibbie, Boettger, Beall, and Houser, a bill for an act relating to the midwest interstate passenger rail compact and providing an effective date.

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

[Senate File 55](#), by Rielly, Bolkcom, Stewart, Hancock, Ragan, Schoenjahn, Schmitz, Kreiman, Beall, Dotzler, Heckroth, Warnstadt, Horn, Seng, Olive, Dearden, Hatch, Wood, Fraise, Courtney, Kibbie, Appel, Connolly, Hogg, and Quirmbach, a bill for an act relating to the senior living trust fund and providing for appropriation of moneys from the fund.

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

[Senate File 56](#), by McCoy, a bill for an act relating to guidelines for nutritionally adequate meals served by school districts, including establishing a goal for the use of Iowa-based products in school meal programs and a model nutrition plan for healthy children.

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

[Senate File 57](#), by Bolkcom, a bill for an act providing restrictions on the information contained on electronically printed credit card receipts, and providing a penalty.

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

[Senate File 58](#), by Warnstadt, a bill for an act relating to the number of signatures required on nomination papers for the office of mayor in certain cities.

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

[Senate File 59](#), by Wood, Bolkom, Stewart, Ragan, Schmitz, Kreiman, Hancock, Beall, Schoenjahn, Dotzler, Heckroth, Horn, Seng, Olive, Hatch, Dearden, Fraise, Courtney, Gronstal, Kibbie, Appel, Connolly, Hogg, Rielly, and Quirmbach, a bill for an act relating to case management under the Medicaid elderly waiver and providing an appropriation.

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

[Senate File 60](#), by Wood, Mulder, Schoenjahn, Connolly, Schmitz, Appel, Stewart, Beall, and Zaun, a bill for an act requiring a study by the department of education relating to implementation of a statewide student information system.

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

[Senate File 61](#), by committee on Education, a bill for an act relating to the establishment of state and school antiharassment and antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters.

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

[Senate File 62](#), by committee on Education, a bill for an act relating to the duties and operations of the state board of education, the department of education, and local school boards.

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

STUDY BILLS RECEIVED

SSB 1105 Agriculture

Relating to motor vehicle fuel by establishing standards for the sale of such fuel, providing tax credits, and making penalties applicable.

SSB 1106 State Government

Concerning investment of certain public funds in companies doing business in Sudan by the treasurer of state, the Iowa public employees' retirement system, and the state board of regents.

SSB 1107 Human Resources

Relating to the conference of eligibility on and conditions of eligibility for individuals for certain programs under the purview of the department of human services.

SSB 1108 Judiciary

Relating to the disposition of seized property in a criminal proceeding.

SSB 1109 Judiciary

Relating to judicial branch practices and procedures, including expanding the definition of a seal, eliminating duties of the clerk of the supreme court, making confidential personal information, and obtaining electronic signatures on citations.

SSB 1110 Natural Resources and Environment

Relating to the waste tire management fund and making appropriations.

SSB 1111 Natural Resources and Environment

Relating to enforcement of prohibitions against the use of heavy metals in packaging and packaging components and providing a civil penalty.

SSB 1112 Natural Resources and Environment

Regulating the administration of drugs to certain noncaptive vertebrate wildlife and providing a penalty.

SSB 1113 Natural Resources and Environment

Relating to permit fees for diverting, storing, or withdrawing water and making appropriations.

SSB 1114 Natural Resources and Environment

Relating to civil damages payable for unlawful taking of certain animals and fish.

SSB 1115 Natural Resources and Environment

Increasing the number of nonresident wild turkey hunting licenses and antlered or any sex deer hunting licenses that may be issued by the natural resource commission.

SSB 1116 Human Resources

Relating to requirements of the department of human services involving electronic benefits transfer.

SSB 1117 Education

Relating to incentives for school district reorganizations and shared operational functions, and making an appropriation.

SSB 1118 Education

Relating to the state's educational standards regarding teacher librarians and qualified guidance counselors, and to teacher and administrator quality, including the student achievement and teacher quality program and an administrator quality program, and making appropriations.

SSB 1119 Education

Creating a preschool for four-year-old children program, and making appropriations and providing an effective date.

SUBCOMMITTEE ASSIGNMENTS**Senate File 36**

STATE GOVERNMENT: Hatch, Chair; Behn and Schmitz

Senate File 43

EDUCATION: Appel, Chair; Connolly and Zaun

Senate File 45

WAYS AND MEANS: Bolkcom, Chair; Dotzler and Putney

Senate File 46

EDUCATION: Wood, Chair; Mulder and Schmitz

Senate File 47

STATE GOVERNMENT: Schmitz, Chair; Connolly and Hahn

Senate File 51

JUDICIARY: Hancock, Chair; Behn and Kreiman

Senate File 52

HUMAN RESOURCES: Bolkcom, Chair; Ragan and Seymour

SSB 1105

AGRICULTURE: Kibbie, Chair; Courtney and Johnson

SSB 1106

STATE GOVERNMENT: Connolly, Chair; Kibbie and Ziemann

SSB 1107

HUMAN RESOURCES: Kreiman, Chair; Mulder and Wood

SSB 1108

JUDICIARY: Quirnbach, Chair; Hogg and Noble

[SSB 1109](#)

JUDICIARY: Kreiman, Chair; McKibben and Quirnbach

[SSB 1110](#)

NATURAL RESOURCES AND ENVIRONMENT: Schoenjahn, Chair; Johnson and Ragan

[SSB 1111](#)

NATURAL RESOURCES AND ENVIRONMENT: Bolkcom, Chair; Hogg and Kettering

[SSB 1112](#)

NATURAL RESOURCES AND ENVIRONMENT: Seng, Chair; Gaskill and Wood

[SSB 1113](#)

NATURAL RESOURCES AND ENVIRONMENT: Hogg, Chair; Behn and Ragan

[SSB 1114](#)

NATURAL RESOURCES AND ENVIRONMENT: Hancock, Chair; Black and Kettering

[SSB 1115](#)

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Noble

[SSB 1116](#)

HUMAN RESOURCES: Quirnbach, Chair; Johnson and Schmitz

[SSB 1117](#)

EDUCATION: Beall, Chair; Johnson and Wood

[SSB 1118](#)

EDUCATION: Heckroth, Chair; Connolly and Zieman

[SSB 1119](#)

EDUCATION: Appel, Chair; Boettger and Schmitz

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: *[SENATE FILE 61 \(SSB 1048\)](#), a bill for an act relating to the establishment of state and school antiharassment and antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Schoenjahn, Appel, Mulder, Beall, Connolly, Heckroth, Kreiman, Quirnbach, Schmitz, Wood and Zaun. Nays, 4: Angelo, Boettger, Johnson, and Zieman. 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 Education Committee on [Senate File 61](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 62 \(SSB 1021\)](#), a bill for an act relating to the duties and operations of the state board of education, the department of education, and local school boards.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Schoenjahn, Appel, Mulder, Angelo, Beall, Boettger, Connolly, Heckroth, Johnson, Kreiman, Quirnbach, Schmitz, Wood, Zaun, and Zieman. 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 Education Committee on [Senate File 62](#), and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 7](#), a resolution to commemorate the twentieth anniversary of the World Food Prize.

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.

**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 recommendation for confirmation:

COMMERCE

Denise Dolan – Credit Union Review Board

NATURAL RESOURCES AND ENVIRONMENT

Dennis Harding – Renewable Fuel Infrastructure Board

Keith Sexton – Renewable Fuel Infrastructure Board