

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, APRIL 9, 2009

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

EIGHTY-EIGHTH CALENDAR DAY
FIFTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 9, 2009

The Senate met in regular session at 9:05 a.m., President Kibbie presiding.

Prayer was offered by the Honorable Doug Shull, former member of the Senate from Warren County, Indianola, Iowa, and the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa. They were guests of Senator Zaun.

The Journal of Wednesday, April 8, 2009, was approved.

SPECIAL GUEST

President Kibbie welcomed to the Senate chamber Congressman Dave Loebsack, member of the U.S. House of Representatives.

The Senate rose and expressed its welcome.

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:25 a.m., President Pro Tempore Danielson presiding.

QUORUM CALL

Senator Courtney requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 44 present, 6 absent, and a quorum present.

HOUSE AMENDMENT CONSIDERED

[Senate File 81](#)

Senator Heckroth called up for consideration [Senate File 81](#), a bill for an act relating to assisting schools to recover from disaster by changing the approval method for transfers of emergency fund moneys, by modifying certain funding provisions to relate to disaster recovery, and by allowing area education agency boards greater authority to purchase and lease-purchase property, amended by the House in House amendment [S-3214](#), filed April 8, 2009.

Senator Heckroth 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 Heckroth 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 a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 81](#)), the vote was:

Yeas, 37:

Appel	Dotzler	Kapucian	Schoenjahn
Bartz	Dvorsky	Kibbie	Seng
Beall	Fraise	Kreiman	Seymour
Black	Gronstal	McCoy	Sodders
Boettger	Hancock	Noble	Stewart
Bolkcom	Hatch	Olive	Warnstadt
Courtney	Heckroth	Quirnbach	Wilhelm
Dandekar	Hogg	Ragan	
Danielson	Horn	Rielly	
Dearden	Jochum	Schmitz	

Nays, 13:

Behn	Hartsuch	McKinley	Zaun
Feenstra	Houser	Reynolds	
Hahn	Johnson	Ward	
Hamerlinck	Kettering	Wieck	

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 7, 2009)

House File 580

The Senate resumed consideration of **House File 580**, a bill for an act relating to reimbursement of nonparticipating providers for eligible services provided to IowaCare program members, deferred April 7, 2009.

Senator Ragan withdrew amendment **S-3224**, filed by her on April 8, 2009, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Ragan offered amendment **S-3170**, filed by her on April 1, 2009, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment **S-3170** was adopted by a voice vote.

Senator Ragan 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. 580**), the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders

Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	Rielly	

Nays, none.

Absent, none.

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

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Courtney asked and received unanimous consent to take up for consideration [Senate File 475](#).

[Senate File 475](#)

On motion of Senator Hancock, [Senate File 475](#), a bill for an act relating to and making appropriations to the justice system, and including effective and retroactive applicability date provisions, was taken up for consideration.

Senator Hancock 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. 475](#)), the vote was:

Yeas, 31:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Jochum	Schoenjahn
Black	Fraise	Kibbie	Seng
Bolkcom	Gronstal	McCoy	Sodders
Courtney	Hancock	Olive	Stewart
Dandekar	Hatch	Quirnbach	Warnstadt
Danielson	Heckroth	Ragan	Wilhelm
Dearden	Hogg	Rielly	

Nays, 19:

Bartz	Hamerlinck	Kettering	Seymour
Behn	Hartsuch	Kreiman	Ward
Boettger	Houser	McKinley	Wieck
Feenstra	Johnson	Noble	Zaun
Hahn	Kapucian	Reynolds	

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 Courtney asked and received unanimous consent that **Senate Files 81** and **475** and [House File 580](#) be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

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

Timothy Fehr – Boiler and Pressure Vessel Board

August Cordero – Commission on the Deaf

Beverly Smith – Board of Educational Examiners

Claudia Ramirez – Generation Iowa Commission

Raymond Todd – Mental Health Risk Pool Board

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

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

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour

Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	Rielly	

Nays, none.

Absent, none.

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

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 260](#).

[House File 260](#)

On motion of Senator McCoy, [House File 260](#), a bill for an act relating to the operation of county, city, and memorial hospitals and the duties and powers of hospital trustees and commissioners, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach asked and received unanimous consent to withdraw amendment [S-3179](#), filed by Senators Quirnbach and Kreiman on April 2, 2009, to page 11 of the bill.

Senator Quirnbach asked and received unanimous consent to withdraw amendment [S-3178](#), filed by Senators Quirnbach and Kreiman on April 2, 2009, to page 18 of the bill.

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

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	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 BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 805](#).

[House File 805](#)

On motion of Senator McCoy, [House File 805](#), 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, with report of committee recommending passage, was taken up for consideration.

Senator Reynolds offered amendment [S-3233](#), filed by her from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3233](#) be adopted?" ([H.F. 805](#)) the vote was:

Yeas, 19:

Bartz	Hamerlinck	Kapucian	Seymour
Behn	Hancock	Kettering	Ward
Boettger	Hartsuch	McKinley	Wieck
Feenstra	Houser	Noble	Zaun
Hahn	Johnson	Reynolds	

Nays, 31:

Appel	Dotzler	Jochum	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Sodders
Courtney	Hatch	Olive	Stewart
Dandekar	Heckroth	Quirnbach	Warnstadt
Danielson	Hogg	Ragan	Wilhelm
Dearden	Horn	Rielly	

Absent, none.

Amendment [S-3233](#) lost.

Senator Hartsuch offered amendment [S-3232](#), filed by Senator Hartsuch, et al., from the floor to page 4 and amending the title page of the bill.

Senator McCoy raised the point of order that amendment [S-3232](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3232](#) out of order.

Senator McCoy asked and received unanimous consent that action on [House File 805](#) be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 260](#) be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

[Senate File 437](#)

Senator Olive called up for consideration [Senate File 437](#), a bill for an act relating to the affairs of the governing body of a drainage district by providing for public access to meetings and records, amended by the House in House amendment [S-3207](#), filed April 6, 2009.

Senator Olive asked and received unanimous consent that action on [Senate File 437](#) be **deferred**.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 464](#).

[Senate File 464](#)

On motion of Senator Bolkom, [Senate File 464](#), a bill for an act relating to motor fuel containing biodiesel, providing for tax credits, making penalties applicable, and including effective date and applicability provisions, was taken up for consideration.

Senator Kibbie offered amendment [S-3208](#), filed by Senator Kibbie, et al., on April 7, 2009, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Kibbie offered amendment [S-3213](#), filed by him on April 8, 2009, to pages 2 and 7 of amendment [S-3208](#).

Senator Behn asked and received unanimous consent that action on amendment [S-3213](#) to amendment [S-3208](#), amendment [S-3208](#), and [Senate File 464](#) be **deferred**.

The Senate stood at ease at 12:28 p.m. until the fall of the gavel.

The Senate resumed session at 1:07 p.m., President Kibbie presiding.

BUSINESS PENDING

[House File 805](#)

The Senate resumed consideration of [House File 805](#), 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, previously deferred.

Senator Feenstra offered amendment [S-3234](#), filed by him from the floor to page 4 and amending the title page of the bill.

Senator McCoy raised the point of order that amendment [S-3234](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3234](#) out of order.

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

Yeas, 31:

Appel	Dotzler	Horn	Rielly
Beall	Dvorsky	Jochum	Schoenjahn
Black	Fraise	Kibbie	Seng
Bolkcom	Gronstal	Kreiman	Sodders
Courtney	Hancock	McCoy	Stewart
Dandekar	Hatch	Olive	Warnstadt
Danielson	Heckroth	Quirnbach	Wilhelm
Dearden	Hogg	Ragan	

Nays, 19:

Bartz	Hamerlinck	Kettering	Seymour
Behn	Hartsuch	McKinley	Ward

Boettger	Houser	Noble	Wieck
Feenstra	Johnson	Reynolds	Zaun
Hahn	Kapucian	Schmitz	

Absent, none.

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

President Pro Tempore Danielson took the chair at 1:20 p.m.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 758](#).

[House File 758](#)

On motion of Senator Kreiman, [House File 758](#), a bill for an act relating to damages recoverable for the wrongful or negligent injury or death of a person, with report of committee without recommendation, was taken up for consideration.

Senator Gronstal asked and received unanimous consent that action on [House File 758](#) be **deferred**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:29 p.m. until 9:00 a.m., Friday, April 10, 2009.

APPENDIX

PRESENTATION OF VISITORS

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

Fifth grade students, teachers, and parents from Gilbert Middle School. Senator Quirnbach.

CERTIFICATES OF RECOGNITION

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

Isaac Ales, Muscatine—For achieving the rank of Eagle Scout, Troop 104. Senator Hahn (4/9/09).

Ellen Henningsen, Denison—For celebrating her 85th birthday. Senator Seymour (4/9/09).

Kenneth and Marilyn Olsen, Missouri Valley—For celebrating their 50th wedding anniversary. Senator Seymour (4/9/09).

Sgt. Mark Schumacher, Clear Lake—In honor of his years of service to the Iowa State Patrol, 1976–2009. Senator Ragan (4/9/09).

Ethel Silbaugh, Fort Dodge—For celebrating her 100th birthday. Senator Beall (4/9/09).

Robert Utman, Modale—For celebrating his 90th birthday. Senator Seymour (4/9/09).

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 1, 2009, 3:30 p.m.

Members Present: Dvorsky, Chair; McCoy, Vice Chair; Kettering, Ranking Member; Appel, Bartz, Boettger, Bolkom, Danielson, Dearden, Dotzler, Feenstra, Fraise, Hahn, Hancock, Hatch, Hogg, Jochum, Johnson, Kapucian, Noble, Ragan, Schoenjahn, Seng, and Warnstadt.

Members Absent: Seymour (excused).

Committee Business: Approved [SSB 1318](#).

Adjourned: 4:10 p.m.

ALSO:

Convened: Thursday, April 9, 2009, 3:35 p.m.

Members Present: Dvorsky, Chair; McCoy, Vice Chair; Kettering, Ranking Member; Appel, Bartz, Boettger, Bolkcom, Danielson, Dearden, Dotzler, Feenstra, Fraise, Hahn, Hancock, Hatch, Hogg, Jochum, Noble, Ragan, Schoenjahn, Seng, and Warnstadt.

Members Absent: Johnson, Kapucian, and Seymour (all excused).

Committee Business: Passed [SF 310](#). Approved SSBs 1329 and 1330.

Adjourned: 4:05 p.m.

GOVERNMENT OVERSIGHT

Convened: Thursday, April 2, 2009, 8:15 a.m.

Members Present: Olive, Chair; Courtney, Vice Chair; and Sodders.

Members Absent: Ward, Ranking Member; and Wieck (both excused).

Committee Business: Presentation by the Department of Elder Affairs.

Adjourned: 9:00 a.m.

ALSO:

Convened: Thursday, April 9, 2009, 1:30 p.m.

Members Present: Olive, Chair; Courtney, Vice Chair; Ward, Ranking Member; Sodders and Wieck.

Members Absent: None.

Committee Business: Approved [SSB 1326](#).

Adjourned: 2:10 p.m.

WAYS AND MEANS

Convened: Thursday, March 26, 2009, 2:25 p.m.

Members Present: Bolkcom, Chair; McCoy, Vice Chair; Zaun, Ranking Member; Bartz, Dandekar, Dotzler, Feenstra, Hamerlinck, Hogg, Jochum, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wilhelm.

Members Absent: Houser (excused).

Committee Business: Passed [SF 378](#) without recommendation. Approved SSBs 1190 and 1313, both as amended. Governor's appointments.

Adjourned: 3:15 p.m.

INTRODUCTION OF RESOLUTIONS

[Senate Joint Resolution 8](#), by Gronstal, a joint resolution authorizing the temporary use and consumption of wine and beer in the State Capitol, and the temporary display of ceremonial banners, in conjunction with the awards ceremony of the World Food Prize Foundation.

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

[Senate Resolution 21](#), by Johnson, a resolution to honor the city of Everly, Iowa, on the occasion of its quasiquicentennial.

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

INTRODUCTION OF BILLS

[Senate File 476](#), by committee on Ways and Means, a bill for an act relating to a quality assurance assessment program, nursing facility reimbursements, and providing monetary penalties, contingencies, and effective dates.

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

[Senate File 477](#), by committee on Appropriations, a bill for an act relating to the issuance of bonds and making of appropriations for capital and other essential purposes.

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

[Senate File 478](#), by committee on Appropriations, a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, and reducing appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, and providing for properly related matters.

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

[Senate File 479](#), by committee on Ways and Means, a bill for an act relating to property tax exemption eligibility for methane gas conversion property and including an effective date and applicability date provision.

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

[Senate File 480](#), by committee on Ways and Means, a bill for an act relating to the eligibility for tax credits and income reductions for qualified expenditures under the film, television, and video project promotion program, providing for a fee, and providing an applicability date provision.

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

[Senate File 481](#), by committee on Ways and Means, a bill for an act relating to historic preservation and cultural and entertainment district tax credits by increasing the aggregate amount of credits that may be approved, changing the amounts allocated to various projects, and modifying certain administrative duties of the department of cultural affairs.

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

[Senate File 482](#), by committee on Ways and Means, a bill for an act relating to programs administered by the commission on volunteer service by establishing Iowa summer youth corps and green

corps programs, creating the community programs account and making appropriations from the account, excluding certain payments provided to an AmeriCorps volunteer from state income tax, and providing effective dates.

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

[Senate File 483](#), by committee on Ways and Means, a bill for an act relating to state taxes by limiting tax credits available under certain economic development programs and agricultural assets transfer agreements, eliminating the carryback of net operating losses, modifying refund interest provisions, and including retroactive applicability date and other applicability date provisions.

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

[Senate File 484](#), by committee on Government Oversight, a bill for an act relating to regulatory requirements involving boarding homes and dependent adults and providing an appropriation and a penalty.

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

[Senate File 485](#), by committee on Appropriations, a bill for an act creating a disaster assistance loan and credit guarantee program and fund, making appropriations, and providing an effective date.

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

STUDY BILLS RECEIVED

[SSB 1328](#) **Appropriations**

Relating to the compensation and benefits for public officials and employees, providing for related matters, and making appropriations.

SSB 1329 Appropriations

Relating to the issuance of bonds and making of appropriations for capital and other essential purposes.

SSB 1330 Appropriations

Relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, and reducing appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, and providing for properly related matters.

SSB 1331 Appropriations

Relating to state financial matters, providing for properly related matters, and providing effective and applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS**SSB 1328**

APPROPRIATIONS: Dvorsky, Chair; and Kettering

SSB 1329

APPROPRIATIONS: McCoy, Chair; Dvorsky and Kettering

SSB 1330

APPROPRIATIONS: Dvorsky, Chair; Kettering and Warnstadt

SSB 1331

APPROPRIATIONS: Dvorsky, Chair; Kettering and Warnstadt

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: [SENATE FILE 477 \(SSB 1329\)](#), a bill for an act relating to the issuance of bonds and making of appropriations for capital and other essential purposes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Dvorsky, McCoy, Appel, Bolkcom, Danielson, Dearden, Dotzler, Fraise, Hancock, Hatch, Hogg, Jochum, Ragan, Schoenjahn, Seng, and Warnstadt. Nays, 6: Kettering, Bartz, Boettger, Feenstra, Hahn, and Noble. Absent, 3: Johnson, Kapucian, and Seymour.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 478 \(SSB 1330\)](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, and reducing appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, and providing for properly related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Dvorsky, McCoy, Appel, Bolkcom, Danielson, Dearden, Dotzler, Fraise, Hancock, Hatch, Hogg, Jochum, Ragan, Schoenjahn, Seng, and Warnstadt. Nays, 6: Kettering, Bartz, Boettger, Feenstra, Hahn, and Noble. Absent, 3: Johnson, Kapucian, and Seymour.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 485](#) (formerly [SF 310](#)), a bill for an act creating a disaster assistance loan and credit guarantee program and fund, making appropriations, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Dvorsky, McCoy, Appel, Bolkcom, Danielson, Dearden, Dotzler, Fraise, Hancock, Hatch, Hogg, Jochum, Ragan, Schoenjahn, Seng, and Warnstadt. Nays, 6: Kettering, Bartz, Boettger, Feenstra, Hahn, and Noble. Absent, 3: Johnson, Kapucian, and Seymour.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNMENT OVERSIGHT:

Bill Title: [*SENATE FILE 484 \(SSB 1326\)](#), a bill for an act relating to regulatory requirements involving boarding homes and dependent adults and providing an appropriation and a penalty.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 5: Olive, Courtney, Ward, Soddors, 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 Government Oversight Committee on [Senate File 484](#), and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *[SENATE FILE 476](#) (formerly [SF 422](#)), a bill for an act relating to a quality assurance assessment program, nursing facility reimbursements, and providing monetary penalties, contingencies, and effective dates.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Bolkcom, McCoy, Zaun, Bartz, Dandekar, Dotzler, Feenstra, Hamerlinck, Hogg, Jochum, Quirmbach, Schmitz, Seng, Stewart, Ward, and Wilhelm. Nays, none. Absent, 1: Houser.

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 476](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 479](#) (formerly [SF 214](#)), a bill for an act relating to property tax exemption eligibility for methane gas conversion property and including an effective date and applicability date provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, McCoy, Zaun, Bartz, Dandekar, Dotzler, Feenstra, Hogg, Jochum, Quirmbach, Schmitz, Seng, Stewart, Ward, and Wilhelm. Nays, none. Absent, 2: Hamerlinck and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 480](#) (formerly [SF 206](#)), a bill for an act relating to the eligibility for tax credits and income reductions for qualified expenditures under the film, television, and video project promotion program, providing for a fee, and providing an applicability date provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, McCoy, Zaun, Bartz, Dandekar, Dotzler, Feenstra, Hogg, Jochum, Quirmbach, Schmitz, Seng, Stewart, Ward, and Wilhelm. Nays, none. Absent, 2: Hamerlinck and Houser.

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 480](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 481](#) (formerly [SF 309](#)), a bill for an act relating to historic preservation and cultural and entertainment district tax credits by increasing the aggregate amount of credits that may be approved, changing the amounts allocated to various projects, and modifying certain administrative duties of the department of cultural affairs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, McCoy, Zaun, Bartz, Dandekar, Dotzler, Feenstra, Hogg, Jochum, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wilhelm. Nays, none. Absent, 2: Hamerlinck and Houser.

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 481](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 482](#) ([SSB 1327](#)), a bill for an act relating to programs administered by the commission on volunteer service by establishing Iowa summer youth corps and green corps programs, creating the community programs account and making appropriations from the account, excluding certain payments provided to an AmeriCorps volunteer from state income tax, and providing effective dates.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, McCoy, Zaun, Bartz, Dandekar, Dotzler, Feenstra, Hogg, Jochum, Quirnbach, Schmitz, Seng, Stewart, Ward, and Wilhelm. Nays, none. Absent, 2: Hamerlinck and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 483](#) ([SSB 1316](#)), a bill for an act relating to state taxes by limiting tax credits available under certain economic development programs and agricultural assets transfer agreements, eliminating the carryback of net operating losses, modifying refund interest provisions, and including retroactive applicability date and other applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Bolkcom, McCoy, Dandekar, Dotzler, Hogg, Houser, Quirnbach, Schmitz, Seng, Stewart, and Wilhelm. Nays, 4: Zaun, Bartz, Feenstra, and Ward. Absent, 2: Hamerlinck and Jochum.

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 483](#), and they were attached to the committee report.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which [House File 805](#) passed the Senate on April 9, 2009.

MICHAEL E. GRONSTAL

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 9, 2009, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 360](#) – Relating to the accreditation of school districts and nonpublic schools and the reorganization of school districts.

[Senate File 364](#) – Relating to civil actions including certain limitations on actions, judgments, and executions and including actions relating to the foreclosure of real estate mortgages, and providing effective date and applicability provisions.

[Senate File 365](#) – Relating to trusts and estates including the administration of small estates and including retroactive and other applicability provisions.

AMENDMENTS FILED

S-3232	H.F. 805	David Hartsuch Steve Kettering Randy Feenstra Shawn Hamerlinck Brad Zaun
S-3233	H.F. 805	Kim Reynolds
S-3234	H.F. 805	Randy Feenstra