

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, APRIL 26, 2012

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JOURNAL OF THE SENATE

ONE HUNDRED NINTH CALENDAR DAY
SIXTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 26, 2012

The Senate met in regular session at 9:09 a.m., President Kibbie presiding.

Prayer was offered by the Honorable Randy Feenstra, member of the Senate from Sioux County, Hull, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Shannon Goes.

The Journal of Wednesday, April 25, 2012, was approved.

The Senate stood at ease at 9:16 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:26 a.m., President Kibbie presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Houser, Kapucian, Johnson, and Sorenson, until they arrive, on request of Senator Behn.

INTRODUCTION OF BILL

Senate File 2342, by committee on Ways and Means, a bill for an act relating to state taxation by providing specified tax credits for the construction and installation of solar energy systems and geothermal heat pumps, modifying sales and use tax provisions related to

property purchased for resale, and creating a sales tax exemption for certain items purchased for use in providing vehicle wash and wax services and including effective date and retroactive and other applicability provisions.

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

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 2342 (SSB 3204), a bill for an act relating to state taxation by providing specified tax credits for the construction and installation of solar energy systems and geothermal heat pumps, modifying sales and use tax provisions related to property purchased for resale, and creating a sales tax exemption for certain items purchased for use in providing vehicle wash and wax services and including effective date and retroactive and other applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bolkcom, Seng, Feenstra, Bartz, Black, Dotzler, Hogg, Jochum, Mathis, Quirnbach, Smith, and Zaun. Nays, none. Absent, 3: Anderson, Chelgren, and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 2342](#), and they were attached to the committee report.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2342 and 2340.

[Senate File 2342](#)

On motion of Senator Hogg, [Senate File 2342](#), a bill for an act relating to state taxation by providing specified tax credits for the construction and installation of solar energy systems and geothermal heat pumps, modifying sales and use tax provisions related to property purchased for resale, and creating a sales tax exemption for certain items purchased for use in providing vehicle wash and wax services and including effective date and retroactive and other applicability provisions, was taken up for consideration.

Senator Bolkcom offered amendment [S-5235](#), filed by him from the floor to pages 2 and 3 of the bill, and moved its adoption.

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

Senator Hogg 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. 2342](#)), the vote was:

Yeas, 45:

Anderson	Dearden	Hatch	Schoenjahn
Bacon	Dix	Hogg	Seng
Bartz	Dotzler	Horn	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Kettering	Sodders
Black	Feenstra	Kibbie	Ward
Boettger	Fraise	Mathis	Whitver
Bolkcom	Greiner	McCoy	Wilhelm
Bowman	Gronstal	McKinley	Zaun
Chelgren	Hahn	Quirnbach	
Courtney	Hamerlinck	Ragan	
Danielson	Hancock	Rielly	

Nays, 1:

Beall

Absent, 4:

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

Senate File 2340

On motion of Senator Hogg, [Senate File 2340](#), a bill for an act extending the period for determining the rates of the motor fuel tax based on calculating the distribution of ethanol blended gasoline and other motor fuel, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Hogg asked and received unanimous consent that **House File 2472** be **substituted** for **Senate File 2340**.

House File 2472

On motion of Senator Hogg, **House File 2472**, a bill for an act extending the period for determining the rates of the motor fuel tax based on calculating the distribution of ethanol blended gasoline and other motor fuel, and including effective date provisions, was taken up for consideration.

Senator Hogg 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. 2472), the vote was:

Yeas, 46:

Anderson	Danielson	Hancock	Rielly
Bacon	Dearden	Hatch	Schoenjahn
Bartz	Dix	Hogg	Seng
Beall	Dotzler	Horn	Seymour
Behn	Dvorsky	Jochum	Smith
Bertrand	Ernst	Kettering	Sodders
Black	Feenstra	Kibbie	Ward
Boettger	Fraise	Mathis	Whitver
Bolkcom	Greiner	McCoy	Wilhelm
Bowman	Gronstal	McKinley	Zaun
Chelgren	Hahn	Quirnbach	
Courtney	Hamerlinck	Ragan	

Nays, none.

Absent, 4:

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

WITHDRAWN

Senator Hogg asked and received unanimous consent that **Senate File 2340** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2342** and **House File 2472** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:39 a.m. until 10:00 a.m., Monday, April 30, 2012.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Benchwarmers, Ankeny—For winning 1st Place, Best Bar & Grill, Best of Ankeny 2012. Senator Whitver (4/26/12).

Cazador, Ankeny—For winning 1st Place, Best Mexican Restaurant, Best of Ankeny 2012. Senator Whitver (4/26/12).

Brian Hoff, State Farm, Ankeny—For winning 1st Place, Best Insurance Company and Best Insurance Agent, Best of Ankeny 2012. Senator Whitver (4/26/12).

Bill Kimberley of Kimberley Development, Ankeny—For winning 1st Place, Best Builder, Best of Ankeny 2012. Senator Whitver (4/26/12).

Leaning Tower, Ankeny—For winning 1st Place, Best Pizza and Best Family Restaurant, Best of Ankeny 2012. Senator Whitver (4/26/12).

Lemon Tree, Ankeny—For winning 1st Place, Best Ice Cream/Yogurt, Best of Ankeny 2012. Senator Whitver (4/26/12).

David and Cheryl Pence, Ankeny—For achieving the 2012 Heroes from the Heartland Award. Senator Whitver (4/26/12).

Smith Body & Paint, Ankeny—For winning 1st Place, Best Body Shop, Best of Ankeny 2012. Senator Whitver (4/26/12).

Wes Snook, HyVee, Ankeny—For winning 1st Place, Best Grocery Store, Best of Ankeny 2012. Senator Whitver (4/26/12).

Valley Bank, Ankeny—For winning 1st Place, Best Bank, Best Mortgage Company, and Best Financial Planner, Best of Ankeny 2012. Senator Whitver (4/26/12).

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Thursday, April 26, 2012, 11:50 a.m.

Members Present: Dvorsky, Chair; McCoy, Vice Chair; Dix, Ranking Member; Black, Boettger, Bolkcom, Danielson, Dotzler, Fraise, Hancock, Hatch, Hogg, Jochum, Kettering, Ragan, Schoenjahn, and Seymour.

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

Committee Business: Passed HF 2465 as amended.

Adjourned: 11:55 a.m.

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 2465, a bill for an act relating to state and local finances by making and adjusting appropriations, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN S-5236.

Final Vote: Ayes, 13: Dvorsky, McCoy, Black, Bolkcom, Danielson, Dotzler, Fraise, Hancock, Hatch, Hogg, Jochum, Ragan, and Schoenjahn. Nays, 4: Dix, Boettger, Kettering, and Seymour. Absent, 4: Bartz, Houser, Johnson, and Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-5235	S.F.	2342	Joe Bolkcom
S-5236	H.F.	2465	Appropriations
S-5237	S.F.	2293	Matt McCoy Jack Hatch